



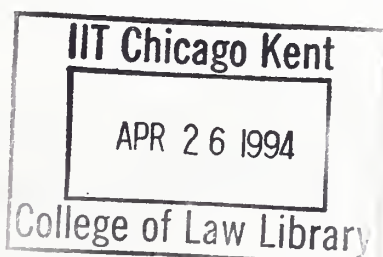
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Rules of Governmental Agencies

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INTRODUCTION

The Illinois Register is the official state document for publishing public notice of rulemaking activity by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category. Rulemaking activity consists of proposed or adopted new rules or amendments to or repealers of existing rules, including those by emergency or peremptory action.

The *Register* also contains Executive Orders and Proclamations issued by the Governor, notices of public information required by State statute, and activities (meeting agendas, Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State agencies. In addition, the *Register* contains a Cumulative Index listing alphabetically by agency the Parts (sets of rules) on which rulemaking activity has occurred in the current *Register* volume and a Sections Affected Index listing, by Title of the *Illinois Administrative Code*, each Section (including supplementary material) of a Part on which rulemaking activity has occurred in the current volume. Both indices are action coded and are designed to aid the public in monitoring rules.

The *Register* will serve as the update to the *Illinois Administrative Code*, a compilation of the rules of State agencies. The most recent edition of the *Code* along with the *Register* comprise the most current accounting of the State agencies' rules.

The *Illinois Register* is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act [5 ILCS 100/1-1 et seq.].

NOTICE OF MOVE OF OFFICES

Please note that, effective January 25, 1994, the Administrative Code Division of the Secretary of State's Index Department has moved to the Index Department Building at 111 East Monroe Street, Springfield, Illinois, 62756. (Telephone 217-782-7017)

CARNIVAL-AMUSEMENT SAFETY BOARD
NOTICE OF PROPOSED AMENDMENT(S)

1) Heading of the Part: Carnival and Amusement Ride Inspection Law

2) Code Citation: 56 Ill. Adm. Code 6000

3) Section Numbers: Proposed Action:

	Amendments
6000.10	6000.170
6000.30	6000.190
6000.40	6000.220
6000.65	6000.250
6000.70	6000.260
6000.80	6000.270
6000.100	6000.280
6000.110	6000.290
6000.120	6000.300
6000.130	6000.310
6000.140	6000.320
6000.150	6000.330
6000.160	6000.340

4) Statutory Authority: Implementing action taken by the Carnival-Amusement Safety Board at their January 15, 1994 meeting. (Ill. Rev. Stat. 1991, ch. 111 1/2, par 4051 et. seq.) [430 ILCS 85/2-1 et seq.].

5) A Complete Description of the Subjects and Issues Involved: The Carnival-Amusement Safety Board initiated this rulemaking in response to action taken by JCAR on August 17, 1993. The Joint Committee recommended that the Board clarify within the rule the functions and separate the responsibilities of a person who owns the amusement, the person charged with the general management on behalf of an owner, the person who is the site manager, and the person who directly operates the amusement while it is being used by the public. These changes address the areas of concern and delineate the responsibility of each position. At the request of the Department, the Board also included some non-substantive changes.

6) Will this proposed rule replace an emergency rule currently in effect? No

7) Will this rulemaking contain an automatic repeal date? No

8) Does this proposed amendment contain incorporations by reference? Yes

9) Are there any other proposed amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: Any branch of state or local government who owns or operates an amusement ride or amusement attraction shall be affected in the same manner as any other operator in the state. Any additional expenditures from local revenue for compliance with this rule are considered minimal.

CARNIVAL-AMUSEMENT SAFETY BOARD
NOTICE OF PROPOSED AMENDMENT(S)

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: A public hearing will be held as follows:

May 25, 1994

1 p.m.

Illinois Department of Labor
#1 W. Old State Capitol Plaza
Room 300
Springfield, IL 62701

Written and/or oral testimony may be presented at that time.

Persons desiring to submit written comments may do so within 45 days of this notice. All Correspondence should be addressed to:

Carl Kimble, Chief Inspector
Carnival & Amusement Ride Division
Illinois Department of Labor
#1 W. Old State Capitol Plaza, Room 300
Springfield, Illinois 62701
Telephone: (217) 782-9347

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: April 7, 1994

B) Types of small business affected: This rule affects the owners and operators of all amusement rides and amusement attractions.

C) Reporting, bookkeeping or other procedures required for compliance: This rule does not alter requirements that are currently in effect.

D) Types of professional skills necessary for compliance: This rule does not alter the skill levels that are currently required.

The full text of the Proposed Amendment begins on the next page.

CARNIVAL-AMUSEMENT SAFETY BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 56: LABOR AND EMPLOYMENT
CHAPTER VIII: CARNIVAL-AMUSEMENT SAFETY BOARDPART 6000
CARNIVAL AND AMUSEMENT RIDE INSPECTION LAW

Section	Definitions
6000.10	Exemptions
6000.20	Inspections
6000.30	Application for a Permit to Operate
6000.40	Permit and Inspection Fees
6000.50	Revocation of Permit to Operate (Repealed)
6000.60	Suspension of Permit to Operate
6000.65	Ride Design and Construction
6000.70	Insurance
6000.80	Penalties
6000.90	Appeals
6000.100	Assembly and Disassembly
6000.110	Operator Requirements
6000.120	Passenger Conduct
6000.130	Signal Systems
6000.140	Daily Inspection and Test
6000.150	Reports
6000.160	Maintenance
6000.170	Stop Operation Order
6000.180	Fire Prevention and Protection
6000.190	Internal Combustion Engines
6000.200	Means of Access and Egress
6000.210	Electrical Equipment
6000.220	Hydraulic Systems
6000.230	Air Compressors and Equipment
6000.240	Wire Rope
6000.250	Chain
6000.260	Inflated Amusement Attractions and Inflated Buildings
6000.270	Non-Destructive Testing
6000.280	Ski Lifts, Aerial Tramways, and Rope Tows
6000.290	Go-Karts, Dune Buggies, and All-Terrain Vehicles
6000.300	Water Slides
6000.310	Dry Type Slides
6000.320	Trams
6000.330	Bungee Jumping
6000.340	

AUTHORITY: Implementing and authorized by the Carnival and Amusement Rides Safety Act (Ill. Rev. Stat. ~~1984~~ 1991, ch. 111 1/2, pars. 4051 et seq.) [430 ILCS 85/2-1 et. seq.].

SOURCE: Emergency Rules adopted at 9 Ill. Reg. 7176, effective May 3, 1985, for a maximum of 150 days; emergency expired September 30, 1985; adopted at 10 Ill. Reg. 7685, effective April 29, 1986; emergency amendment at 10 Ill. Reg.

CARNIVAL-AMUSEMENT SAFETY BOARD

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1911", effective October 27, 1986, for a maximum of 150 days; amended at 11 Ill. Reg. 5896, effective March 24, 1987; amended at 11 Ill. Reg. 19650, effective November 18, 1987; amended at 12 Ill. Reg. 11186, effective June 20, 1988; emergency amendment at 13 Ill. Reg. 8025, effective May 15, 1989, for a maximum of 150 days; emergency expired October 12, 1989; amended at 13 Ill. Reg. 20309, effective January 1, 1990; emergency amendment at 14 Ill. Reg. 3235, effective February 9, 1990, for a maximum of 150 days; emergency expired July 9, 1990; amended at 15 Ill. Reg. 4109, effective February 28, 1991; emergency amendment at 16 Ill. Reg. 7716, effective May 11, 1992; for a maximum of 150 days; amended at 16 Ill. Reg. 12436, effective August 1, 1992; amended at 16 Ill. Reg. 15415, effective September 28, 1992; amended at 17 Ill. Reg. 14910, effective September 1, 1993; amended at 17 Ill. Reg. _____, effective _____.

NOTE: Capitalization denotes statutory language.

Section 6000.10 Definitions

In addition to those definitions found in Section 2-2 of The Carnival and Amusement Rides Safety Act (the Act), (Ill. Rev. Stat. ~~1987~~ 1991, ch. 111 1/2, par. 4052) [430 ILCS 85/2-2], the following definitions shall apply for the purposes of these regulations:

"Annual Inspection" is the official inspection of a ride or device made by the Director or his designee.

"ANSI" is the abbreviation for the American National Standards Institute, Inc., 1430 Broadway, New York, New York 10018.

"ASNT" is the abbreviation for the American Society for Nondestructive Testing, Inc., 2153 Arlington Plaza, Caller #28518, Columbus, Ohio 43228-0518.

"ASTM" is the abbreviation for American Society for Testing and Materials, 1916 Race Street, Philadelphia, Pennsylvania 19103.

"DEPARTMENT" MEANS ILLINOIS DEPARTMENT OF LABOR. (Section 2-2 of the Act)

"DIRECTOR" MEANS THE DIRECTOR OF THE ILLINOIS DEPARTMENT OF LABOR OR HIS DESIGNEE. (Section 2-2 of the Act)

"DRY SLIDES" means an inclined surface with a change in elevation of twenty feet or more upon which people slide or are conveyed.

"FLUME" means an inclined channel which conveys the water and the slide participant from the top of the slide to the plunge pool.

"Kiddie Rides" are those rides which are designed for 75 pounds or less per passenger.

CARNIVAL-AMUSEMENT SAFETY BOARD

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"Major Alteration" means a change in the type or capacity of an amusement ride or amusement attraction or a change in the structure or mechanism that materially affects its functions or operation. This includes, but is not limited to changing its mode of transportation from non-wheeled to a truck or flat-bed mount, and changing its mode of assembly or other operational functions from manual to mechanical or hydraulic.

"Major Breakdown" means a stoppage of operation of an amusement ride or amusement attraction occurring from damage of a structural component.

"Major Rides" are those rides which are designed for more than 75 pounds per passenger unit.

"NFPA" is the abbreviation for National Fire Protection Association, Batterymarch Park, Quincy, Massachusetts 02269.

"OPERATOR" MEANS A PERSON, OR AGENT OF A PERSON, WHO OWNS OR CONTROLS OR HAS THE DUTY TO CONTROL THE OPERATION OF AN AMUSEMENT RIDE OR AMUSEMENT ATTRACTION AT A CARNIVAL OR FAIR. "OPERATOR" INCLUDES AN AGENCY OF THE STATE OR ANY OF ITS POLITICAL SUBDIVISIONS (Section 2-2 of the Act). For the purpose of this Part:

Owner means the person, partnership, company, corporation, or any other entity, or agency of the State or any of its political subdivisions, who owns an amusement ride or amusement attraction.

Agent means a person employed by the Owner to carry out the responsibilities of management on their behalf.

Manager means a person employed by the Owner and who is responsible to the Agent or the Owner, for the day-to-day on-site management of the amusement ride(s) and/or amusement attraction(s).

Attendant means a person employed by the Owner to physically operate an amusement ride or amusement attraction when it is open to the public.

Assistant means a person employed by the Owner to assist the Attendant in operating an amusement ride or amusement attraction when it is open to the public.

"Payment of Fees" as used in this Part shall be deemed made if the department receives all fees assessed in the form of a check or money order made payable to "Illinois Department of Labor" no later than seven calendar days after the date of inspection. ~~When an inspector presents to the operator an invoice for all applicable fees due, the operator's signature thereon shall~~

CARNIVAL-AMUSEMENT SAFETY BOARD

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~~constitute an acknowledgment by the operator that the fee amount is correct and is properly due and owing the Department.~~

"Permit" means a permit issued annually by the Department ~~operator~~ allowing an amusement ride or an amusement attraction unit to be operated in the State of Illinois.

"Plunge Pool" means a pool or artificial body of water into which a person exits from a water slide.

"Reinspection" is an inspection, other than the annual inspection made during the year, as a result of any necessary repairs not being completed while the inspector is on site.

"Serious injury" means an injury for which treatment by a licensed physician is required.

"Tram" means: ANY TRAM, OPEN CAR, OR COMBINATION OF OPEN CARS OR WAGONS PULLED BY A TRACTOR OR OTHER MOTORIZED DEVICE WHICH IS NOT LICENSED BY THE SECRETARY OF STATE, WHICH MAY, BUT DOES NOT NECESSARILY FOLLOW A FENCED OR RESTRICTED COURSE, AND IS USED PRIMARILY FOR THE PURPOSE OF GIVING ITS PASSENGERS AMUSEMENT, PLEASURE, THRILLS OR EXCITEMENT, AND FOR WHICH AN INDIVIDUAL FEE IS CHARGED OR A DONATION ACCEPTED WITH THE EXCEPTION OF HAYRACK RIDES. (Section 2-2 of the Act)

"Water Slide" means a slide which consists of a flume, a plunge pool, a pump reservoir and water treatment facilities where water is pumped to the top of the flume and allowed to flow down the flume to the plunge pool.

(Source: Amended at Ill. Reg. , effective)

Section 6000.30 Inspections

- a) The inspector, upon presenting credentials ~~to the operator~~, authorized without prior notice to inspect and investigate during regular working hours, any establishment, assembly area, or other area where amusement rides or amusement attractions are assembled or are in use.
- b) Inspection includes a review of necessary documents required under this Part, observance and/or inspection of ride assembly or set-up. Inspection of the ride is to include: foundation, blocking, fuel containers, mechanical conditions, and safe operation of the ride.

(Source: Amended at Ill. Reg. , effective)

Section 6000.40 Application for a Permit to Operate

- a) No amusement ride or amusement attraction shall be operated for

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public use at a carnival or fair in this State without a permit having been issued by the Director to the ~~operator~~ owner of such equipment.

b) The permit will be valid for one calendar year.

c) On or before the first day of May each year, the ~~operator~~ owner or agent of an amusement ride or amusement attraction shall apply to the Director for a permit to operate in Illinois. The application shall be made upon forms furnished by the Director. The application shall be made on form number IL 452-0005 and be accompanied by a certificate of insurance ~~identifying that the operator has obtained insurance~~ in the amount as set forth in Section 2-14 of the Act and the Non-Destructive Test certificates as required by Section 6000.280 and the time(s) and place(s) ~~when they where the ride(s) or attraction(s) will be available for inspection. Upon receipt of the application for a permit, an inspector will be assigned to make the annual inspection.~~

d) Inspections will be scheduled as expeditiously as practicable, considering the availability of inspectors, the location of the sites to be inspected, and the complexity of the inspection.

e) If an amusement ride or amusement attraction undergoes a major alteration or is repaired after a major breakdown it shall be re-inspected.

f) Payment of permit and inspection fees shall be delivered to Illinois Department of Labor, Carnival and Amusement Ride Inspection Division, #1 West Old State Capitol Plaza, Room 300, Springfield, IL 62701. ~~At operator's expense or any other purpose without exception, payment may not be made to an inspector.~~

g) No permit will be issued if there are any:

- 1) outstanding charges or fees;
- 2) Open Stop Operation Orders;
- 3) Modifications, repairs or maintenance procedures that are not in accordance with manufacturer's standards; or
- 4) ~~the operator~~ owner or agent fails to comply with the procedures set forth in this Part.

h) The Department shall maintain the confidentiality of all route sheets as authorized by Section 7(1)(g) of the Freedom of Information Act (Ill. Rev. Stat. ~~1987~~ 1991, ch. 116, par. 207g/15 ILCS 140/7).

(Source: Amended at _____ Ill. Reg. _____, effective _____)

Section 6000.100 Appeals

CARNIVAL-AMUSEMENT SAFETY BOARD

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Section 6000.65 Suspension of Permit to Operate

The Director shall suspend the Permit to Operate of an ~~operator~~ owner who does not pay the permit fee and any applicable inspection fee within seven (7) calendar days after the date of inspection. The suspension shall remain in effect until all fees are paid. The amusement ride or amusement attraction may not be operated while the permit is suspended.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

Section 6000.70 Ride Design and Construction

No amusement ride manufactured or undergoing major alterations after April 29, 1986, the effective date of this Part shall be placed in service unless:

- a) It complies with ASTM Standard F698-83 (1983). This Standard is hereby incorporated by reference and does not include any later editions, amendments or corrections;
- b) The ~~operator~~ owner is supplied with a manual containing the operation procedures established by ASTM Standard F70-82 (1982). This Standard is hereby incorporated by reference and does not include any later editions, amendments or corrections;
- c) The ~~operator~~ owner receives certification that the ride has been tested to the standards as established by ASTM Standard F846-83 (1983). This Standard is hereby incorporated by reference and does not include any later editions, amendments or corrections; and
- d) The ~~operator~~ owner is supplied with a maintenance procedures manual as established by ASTM Standard F853-83 (1983). This Standard is hereby incorporated by reference and does not include any later editions, amendments or corrections.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

Section 6000.80 Insurance

NO PERSON SHALL OPERATE AN AMUSEMENT RIDE OR AMUSEMENT ATTRACTION UNLESS THERE IS IN FORCE:

- a) A current liability insurance policy with coverage in amounts at least as great as those required by Section 2-14 of the Act. Proof of insurance shall be a certificate of insurance issued by the insurer and filed with the Carnival and Amusement Ride Inspection Division of the Department of Labor; ~~or~~
- b) A BOND IN LIKE AMOUNT. AS SET FORTH IN SECTION 2-14 OF THE ACT; OR
- c) A DEPOSIT WITH THE BOARD OF CASH OR OTHER SECURITY ACCEPTABLE TO THE CHAIRMAN.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

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If, after inspection, an application for permit is denied, the affected ~~operator~~ owner or agent may request the chief inspector to review the denial. If the chief inspector determines that the denial was in conformance with this Part and the Act, he shall notify the affected ~~operator~~ party of his determination, orally or in writing, within 5 days of the receipt of the request. The ~~operator~~ owner or agent may, within 20 business days of its the original request, petition the Board in writing and request a review of the chief inspector's determination. The Board shall issue a review of the within 15 days of receipt of the written petition ~~from the operator~~. The Board's findings shall constitute final administrative action.

(Source: Amended at Ill. Reg. _____, effective _____)

Section 6000.110 Assembly and Disassembly

a) The ~~operator~~ attendant of an amusement ride shall comply with the manufacturer's construction manual for the assembly and disassembly of the ride. The manufacturer's construction manual shall be available for inspection by the Department. In the absence of a manufacturer's operating manual, the ~~operator~~ attendant or manager shall have the written step by step procedure or other documents used by the ~~operator~~ attendant for the assembly and disassembly of the amusement ride or amusement attraction.

b) Amusement rides and amusement attractions shall be kept away from overhead electrical lines, except for the electric power supply to each ride, by a minimum of 15 feet.

c) Quality of Assembly. Assembly work shall be in accordance with the manufacturers requirements; or, in the absence of manufacturers requirements, in accordance with industry accepted standards.

d) Quality and Inspection of Parts. Parts worn beyond manufacturers specifications shall not be used. Close visual inspection of parts shall be made during assembly to discover such wear or damage and immediate inspection of fastening devices shall be made after assembly to assure that they have been properly installed. Before being used by the public, amusement rides and amusement attractions shall be placed on or secured with blocking, cribbing, outriggers, guys, or other means as to be stable under all operating conditions.

1) Long guy wires or braces utilized for amusement ride or amusement attraction support shall be clearly marked with streamers or other devices to attract attention when located in pedestrian or traffic patterns.

2) Cement, brick, or stone type blocks shall not be used for blocking, cribbing or outriggers. Brick or similar type blocks may be permitted on buildings such as bumper cars and on platforms, cat walks, ramps, stairs and stations of rides

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that bear no weight of the amusement ride.

3) Cribbing or crossing of blocks shall be required when more than 2 tiers high. The height of the blocking shall not exceed the width of the base.

f) All amusement rides, such as but not limited to passenger tramways, where restoration of electric power could create a hazard shall be provided with a main disconnect switch capable of being locked only in the off position.

g) The path of travel of an amusement ride shall have a clearance to insure that a passenger on the ride cannot be injured by contacting any structural member or other fixed object when the passenger is in the recommended riding position.

h) All amusement rides or amusement attractions shall be adequately shielded so as to provide protection to spectators and riders.

1) Fences shall be erected to resist moving or tipping and shall prevent inadvertent contact between the spectator and rider. In determining whether a ride is adequately fenced the inspector shall consider the maximum diameter and height of the ride operated at the manufacturers maximum recommendation. All barriers purchased after the adoption of this part, shall be at least 36" high for major rides and 24" high for kiddie rides and shall be located at a safe distance from the ride.

2) All power units shall be shielded by:

- A) ~~fencing~~ around unit; ~~or~~
- B) ~~Mesh~~ guarding over unit; ~~or~~
- C) ~~Total~~ enclosure.

i) Leveling and alignment shall be to manufacturers specifications.

(Source: Amended at Ill. Reg. _____, effective _____)

Section 6000.120 Operator Requirements

a) ~~The~~ All ride ~~operator~~ attendants or assistants shall be at least 16 years of age (the Child Labor Law, Ill Rev. Stat. ~~442~~ 1991, ch. 48, par. 31.1 et seq.) [820 ILCS 205/11].

b) The ~~ride operator~~ attendant shall operate no more than one amusement ride or amusement attraction at any given time, even if automatic timing devices are used to control the time cycle of the ride.

c) The ~~ride operator~~ attendant and assistant shall be trained in the proper use and operation of the ride/attraction as provided for in

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ASTM F70-82 (1982) and ASTM F853-83 (1983) and shall be an employee of the owner/~~operator~~.

- d) The ride ~~operator~~ attendant or assistant shall ensure that all passenger safety devices are in place around patrons before starting.
- e) The ~~operator~~ attendant shall be within arms length of the operators station when the ride/attraction is in use.
- f) ~~The ride operator should not operate any ride while under the influence of alcohol or drugs. The ride attendant or assistant shall not operate any ride or attraction while under the influence of alcohol or any drug or combination of drugs to a degree that renders the operator incapable of safely operating the ride or attraction. For the purposes of this Section, the term "drug" includes any substance defined as a drug by Section 102(t) of the Illinois Controlled Substance Act. (Ill. Rev. Stat. 1991, Ch. 56 1/2, para. 1102) [20 ILCS 570/102]~~

- g) The ~~operator~~ attendant or assistant shall ensure that no one is permitted on a ride while carrying any article i.e., food, beverages, packages, lighted cigarettes, etc., which could endanger the rider or spectators.

(Source: Amended at ____ Ill. Reg. ____, effective ____)

Section 6000.130 Passenger Conduct

- a) THE OWNER OR OPERATOR OF AN AMUSEMENT RIDE OR AMUSEMENT ATTRACTION MAY DENY ENTRY TO A PERSON TO AN AMUSEMENT RIDE OR AMUSEMENT ATTRACTION IF, IN THE OWNER'S OR OPERATOR'S OPINION, THE ENTRY MAY JEOPARDIZE THE SAFETY OF SUCH PERSON OR THE SAFETY OF ANY OTHER PERSON. (Section 2-19 of the Ac.)

- b) Any amusement ride or amusement attraction which is subject to guardian, height or weight requirement established by manufacturer, manager or ~~operator~~ attendant shall have such restriction in plain view at the entrance to the ride. ~~no operator may waive~~ Such restriction may not be waived.

(Source: Amended at ____ Ill. Reg. ____, effective ____)

Section 6000.140 Signal Systems

- a) When the ~~operator~~ attendant has an obstructed view of the area where the passengers are loaded and unloaded a signal system shall be provided and utilized for controlling, starting and stopping an amusement ride or amusement attraction.
- b) The signal system adopted for the amusement ride or amusement attraction shall be printed and kept posted at both the ~~operator~~

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attendant and ~~signalman's~~ ~~operator~~ assistant stations.

- c) Signal systems shall be tested each day before the opening of the amusement ride or amusement attraction to the public. An amusement ride or amusement attraction requiring a signal system may not be operated if the system is not operational.

(Source: Amended at ____ Ill. Reg. ____, effective ____)

Section 6000.150 Daily Inspection and Test

- a) The amusement rides and amusement attractions shall be inspected and tested on each day they are intended to be used. This inspection shall be made by a trained ~~operator~~ attendant as defined in Section 6000.120(c). Results of these daily inspections shall be recorded on industry approved forms such as Outdoor Amusement Business Association, Form No. 1A0A-2, on other forms approved by the Department, and Completed inspection forms shall be certified by ~~the operator~~ manager. The record of daily inspection shall be kept on file by the ~~operator~~ manager for one calendar year and be made available to the inspector during inspection.

- b) The inspection and test shall include the operation of control devices, speed limiting devices, brakes, anti-roll back dogs, and other equipment provided for safety.

- c) The amusement ride shall be operated through a minimum of one ride sequence.

(Source: Amended at ____ Ill. Reg. ____, effective ____)

Section 6000.160 Reports

- a) Personal Injury Report. The ~~operator~~ owner or manager of an amusement ride or amusement attraction shall report a serious injury to the Department within 24 hours after occurrence of the incident by telephone or other means of immediate communication. An ~~operator~~ owner or manager shall confirm in writing to the Director all such accidents within forty-eight hours after occurrence of the incident. The report of an accident may be a duplicate copy of the report submitted to the insurance companies.

- b) Fatal Accident Reports:

- 1) An ~~operator~~ owner or manager shall as soon as physically possible report to the Director all fatal accidents resulting from the operation of an amusement ride or amusement attraction.
- 2) The initial report shall be made by telephone and followed within twenty-four hours in writing.

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- 3) If the fatality is related to a major breakdown the Department shall initiate an investigation within 24 hours of initial notification.
- 4) The amusement ride or amusement attraction shall not be moved or repaired without written approval of the Department. This rule shall not be construed to hinder any action by emergency response personnel or to prevent the elimination of any obvious safety hazard.
- 5) The ~~operator~~ owner or manager shall afford the Department every facility for inspection. He shall provide ~~for inspection at the owners place of business~~ all information or facts known to him as to the cause of such accidents.

(Source: Amended at Ill. Reg. _____, effective _____)

Section 6000.170 Maintenance

- a) The ~~operator~~ attendant shall perform periodic maintenance as required or recommended by the ride manufacturer. Such maintenance shall be recorded on Daily Inspection Checklists as provided in Section 6000.150(a) and be available for review by the Director.

- b) Maintenance records shall be maintained for one calendar year.

(Source: Amended at Ill. Reg. _____, effective _____)

Section 6000.190 Fire Prevention and Protection

- a) The inspector shall waive the requirement that an ~~operator~~ owner or agent be inspected under this Section prior to operation if an ~~operator~~ owner or agent gives satisfactory proof that all amusement rides, amusement attractions, and the carnival or fair site have passed an inspection conducted by the State Fire Marshal or the local fire protection agency. The inspection by the State Fire Marshal or local fire protection agency must have been conducted no more than 5 days prior to the department's inspection and must have been conducted in accordance with standards and requirements that are at least equal to those requirements and standards applicable to fire protection and prevention established in this Part.

- b) If the inspection requirements have not been waived under the requirements of Section 6000.190(a) then the following shall apply.

- 1) The ~~operator~~ manager shall provide a portable fire extinguisher complying with NFPA-10, 1984 Standard, within 125 feet of any amusement ride, amusement attraction, or electrical distribution system. The NFPA-10, 1984 Standard.

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is hereby incorporated by reference and does not include any later editions, amendments or corrections.

- 2) Flammable waste, such as oily rags and other flammable or combustible materials, shall be placed in a covered metal container which shall be kept in easily accessible locations. Such containers shall not be kept at or near access, egress or aisles.

- 3) Fire and smoke detecting systems shall be installed in each building or structure used in an amusement ride or amusement attraction which requires a darkened interior during operation.

- 4) Gasoline, other flammable liquids and flammable gases shall be stored ~~shall be kept~~ in reasonably cool and ventilated places in accordance with NFPA-30, 1984 Standard, which is hereby incorporated by reference and does not include any later editions, amendments or corrections.

- A) Dispensing of such liquids shall be from approved safety cans painted red and marked with the word "gasoline" in 1/2" high letters in a contrasting color. Damaged or leaking fuel containers are prohibited.

- B) Smoking and/or the carrying of open flame, lighted cigars, cigarettes, or pipes is prohibited in any area where such liquids or gases are stored or transferred from one container to another.

- C) Bulk storage (quantities over 12 gallons) is not permitted in any area accessible to the public.

- 5) Fabric constituting part of an amusement attraction shall meet the flamespread ratings of NFPA-701, 1977 Standard which is hereby incorporated by reference and does not include any later editions, amendments or corrections. ~~The operator shall have~~ A certificate or a test report from the fabric manufacturer or approved testing agency indicating fire resistance rating equal to or better than the above standard shall be available upon request.

- 6) "No Smoking" signs shall be posted at the entrance to all amusement rides or amusement attractions which require a darkened interior during operation.

(Source: Amended at Ill. Reg. _____, effective _____)

Section 6000.220 Electrical Equipment

- a) All electrical equipment must comply with NFPA-70-1957. The

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National Electrical Code, NFPA-70-1987 is hereby incorporated by reference and does not include any later editions, amendments or corrections.

- b) Lock out. A means shall be provided for locking out the power source to the amusement ride, amusement attraction, and equipment for maintenance, repair or inspection. This may be a padlock latch on the main switch.
- c) High Voltage Lines. The outlets for electric power lines carrying more than 120 volts shall be clearly marked by a contrasting color marking pen or paint, a name label or a steel stencil imprint to show the voltage.
- d) Outdoor apparatus and wiring. Electrical apparatus and wiring located outdoors shall be of such quality and so constructed or protected that exposure to weather will not interfere with its normal operation.
- e) Grounding:
 - 1) Five wire electrical systems shall be grounded at the main power generator or main distribution panel. The neutral wire and equipment ground shall not be bonded together at any ride.
 - 2) All other electrical systems shall have individual ground rods connected to the ride frame. The neutral wire and equipment ground shall not be bonded together at any ride.
 - 3) Sufficient electrodes to achieve 25 ohms or less resistance to ground shall be utilized.
 - 4) Any motor operating on 50 or more volts shall have its frame grounded.
 - f) Overcurrent Protection. Conductors shall be provided with over-current protection devices according to load. No such device shall be installed in neutral or grounding conductors.
 - g) Receptacles and caps. All receptacles and attachment caps shall be of the grounding type.
 - h) Each amusement ride or amusement attraction not designed to be controlled directly by the passenger shall be provided with a fused power disconnect switch placed within arms length of the ~~operator~~ attendant's station.
 - i) Safety stop circuits:
 - 1) The resumption of operation after a system shutdown caused by loss of power or activation of a safety circuit or stop

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shall require manual restarting by the ~~operator~~ attendant.

- 2) Safety circuits shall not be bypassed during operation.
- j) Emergency lighting. Effective January 1, 1986, if an amusement ride or amusement attraction requires a darkened interior during operation each building or structure shall be equipped with a battery powered emergency lighting system. In addition to a manual switch at the ~~operator's~~ attendant's station, the system shall activate automatically when either a power failure occurs or the smoke and fire detection alarm sounds.

(Source: Amended at Ill. Reg. _____, effective _____)

Section 6000.250 Wire Rope

- a) Wire rope used on amusement rides and amusement attractions shall be thoroughly examined periodically per amusement ride manufacturers specifications.
- b) Wire rope found damaged shall be replaced with new wire rope conforming to specifications set forth by the ride manufacturer. Any of the following conditions shall be cause for wire rope replacement:
 - 1) In running ropes, 6 randomly distributed broken wires in 1 rope lay, or three broken wires in 1 strand in 1 rope lay. A rope lay being the length along the rope required for one strand to make one revolution around the rope;
 - 2) In pendants or standing ropes, (ropes bearing the entire load ~~and~~ or subjected to constant pressure ~~and~~ of shock loading) evidence of more than 1 broken wire ~~and~~ in 1 rope lay;
 - 3) Abrasion, scrubbing or peening causing loss of more than 1/3 of the original diameter of the outside wires;
 - 4) Corrosion which results in surface pitting on the wires;
 - 5) Kinking, crushing, birdcaging, or other damage resulting in distortion of the rope structure causing some members of the rope structure carrying more load than others;
 - 6) Heat damage;
 - 7) Reduction from the normal diameter of the wire rope of more than 3/64 inch for diameters up to and including 3/4 inch; 1/16 inch for diameters over 3/4 inch up to and including 1 1/8 inches; 3/32 inch for diameters over 1 1/8 inches up to 1 1/2 inches;
 - 8) Any rust that cannot be removed by wiping the wire rope with an oily rag or development of broken wires in the vicinity of attachments. If this condition is localized in an operating rope, the section in question may be eliminated by making a new attachment; and
 - 9) Wire ropes used to support, suspend, bear or control forces and weights involved in the movement and utilization of

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tubs, cars, chairs, seats, gondolas, other carriers, the sweeps, or other supporting members of an amusement ride shall not be lengthened or repaired by splicing.

- c) When using U-bolt clips, the U section of each clip must contact the dead end or short end of the wire rope.

- d) Mechanical devices, such as rollers, drums or sheaves, shall not have any chipping, unequal wear, surface roughness or deterioration in any area that contacts the wire rope.

(Source: Amended at Ill. Reg. _____, effective _____)

Section 6000.260 Chain

- a) Twisted wire or stamped chain is not permitted.
- b) Chains with manufacturers certified load carrying capacities must be utilized for safety devices and stress bearing applications.
- c) Any of the following shall be cause for chain replacement:-
- 1) ~~A~~ 10% reduction in material diameter at the worn portion of the link;
 - 2) ~~A~~ twisted or disfigured link;
 - 3) ~~Physical~~ deterioration of a link by strain, usage, rust or corrosion;
 - 4) ~~Used~~ for a purpose other than that for which the manufacturer recommended; ~~or~~
 - 5) ~~Used~~ to carry a load in excess of the manufacturer's working load limit.
- d) Cold Shuts, "S" hooks, repair and lap links, and other hardware grade attachments must be welded shut if used to support passengers.

(Source: Amended at Ill. Reg. _____, effective _____)

Section 6000.270 Inflated Amusement Attractions and Inflated Buildings

- a) Anchorage in accordance with the manufacturers specifications shall be provided for inflated amusement attractions and inflated buildings and examined daily.
- b) The skin on inflated amusement attractions and inflated buildings shall be examined daily for rips and tears and those found shall be repaired immediately.
- c) Ventilators and fans shall be shielded by one of the following methods:
- 1) ~~f~~ fencing around unit; ~~or~~

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- 2) ~~mesh~~ guarding over unit; or
- 3) ~~f~~ total enclosure.

- d) Covered or enclosed inflated amusement attractions and buildings shall be so designed that if a power failure occurs the structure will remain substantially erect for more than the time required to evacuate the normal rated occupancy or five minutes whichever is the longer period.

(Source: Amended at Ill. Reg. _____, effective _____)

Section 6000.280 Non-Destructive Testing

- a) ~~The operator~~ owner or agent shall provide the Department with a certificate of non-destructive testing for each part which the manufacturer recommends testing or the Board requires to be tested.
- b) Persons performing non-destructive testing on amusement ride components shall be qualified to NDT Level II or NDT Level III, in accordance with the American Society for Nondestructive Testing Recommended Practice No. SNT-TC-1A. The American Society for Nondestructive Testing Recommended Practice No. SNT-TC-1A, 1984 Edition, is hereby incorporated by reference and does not include any later editions, amendments, or corrections. Only individuals qualified may perform non-destructive testing on amusement ride components. The Department may require qualifications of personnel or accept previous qualification at their option.
- c) The Board shall direct the Department to require the non-destructive testing of any part, which if failure were to occur, would result in a major breakdown. The Board shall designate the part(s) to be tested, the date by which the initial test certificate shall be submitted to the Department and the frequency at which the test is to be repeated.

- d) The Department shall maintain a listing of all ride components requiring non-destructive testing. Such certificates are required for the following as of June 24, 1988:

RIDE NAME	COMPONENT	FREQUENCY
Round-Up	Main boom rocker shaft Cylinder anchor shaft Spindle	Semi Annually as follows: for Round-Up rides operating in Illinois on or between April 1 and September 30, the NDT must be performed after March 22 and before operation.

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Unless at the time of the NDT inspection the Department places a seal upon the ride prohibiting the assembly and operation until the Department removes that seal. For Round-Up rides operating in Illinois on or between October 1 and March 31: the NDT must be performed after September 22 and before operation.

Welded areas of track
Anti-roll back units
Chain guide wheel spindles
Axle housings
Wheel Carrier weldments
Chassis main vertical spindle
Body support frame
Hitch yoke

Annually

Enterprise

Pearing block holders
Car structure parts of the roof and parts above, at, and below pivot pins; and for cracks in the welds of these parts and the welds that attach these parts.

Annually

Fireball

Spindle

Every 2 Years

Force 10

Car Hanger Shaft

Annually

Hustler
Octopus

Secondary sweep shafts
Eccentric
Sweep support rods

Annually
Annually

Paratrooper

Spindle

Every 2 Years

Sky Wheel

All Axles

Annually

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Spider	Eccentric Sweeps	Annually
Tempest	Secondary sweep shafts	Annually
Yo-Yo	Sweep lift cylinder	Every 5 Years

(Source: Amended at Ill. Reg. ., effective)

Section 6000.290 Ski Lifts, Aerial Tramways, and Rope Tows

a) The provisions of ANSI Standard B-77.1, ~~1962 and ANSI Standard B77.1-1986 supplement are~~ 1992, is hereby incorporated by reference and does not include any later editions, amendments or corrections.

b) New construction and alteration

1) All new construction must be registered with the Department before installation is commenced. This registration shall provide the name and mailing address of ~~each the operator~~ owner or agent, the location of the installation, the design and location information cited in the section of the ANSI Standard B77.1 that is applicable to the type of installation being registered.

2) The movement of an existing installation to a new location shall be considered new construction.

3) A newly constructed aerial tramway shall be subjected to an acceptance test and inspection as defined in the ANSI Standard B77.1 for the installation being inspected before the installation is used by the public. These tests shall be witnessed by the Department.

4) Engineering and architectural work shall be performed by or under the supervision of a licensed professional engineer.

c) Inspection, Operation, Maintenance and Repair

1) After accidental activation of a safety stop or gate, the ~~operator~~ attendant shall make an inspection to determine the cause. No safety stop or gate may be installed which will allow automatic restart. The ~~operator~~ attendant shall physically restart the tramway.

2) Debris and foreign material shall not be allowed on, in, under, or around a passenger tramway. Spillage or leakage of grease, gasoline, oil, or other petroleum products shall be immediately cleaned up and, if due to mechanical fault, the fault shall be corrected.

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- 3) Each snow-grooming and other authorized vehicles, except a snowmobile, shall conspicuously display a flashing or rotating yellow light when the vehicle is on, or in the vicinity of, a passenger tramway or tow. A snowmobile shall be permitted in the vicinity of a passenger tramway or tow only in emergency situations and must have at least one operating white light or flashing beacon on the front of the snowmobile.
- 4) No attendant or assistant may act as ticket seller or receive money while the aerial tramway is in operation.
- d) Any aerial tramway malfunction that results in evacuation of passengers shall be considered a major breakdown. The Department shall be notified within 24 hours after the occurrence by telephone or other means of immediate communication. The ~~operator~~ owner or manager shall confirm in writing to the Director all such incidents within 48 hours after the occurrence of the incident.
- e) Any serious injury or fatality resulting from the operation of an aerial tramway or tow shall be handled as required by Section 6000.160.

(Source: Amended at Ill. Reg. _____, effective _____)

Section 6000.300 Go-Karts, Dune Buggies and All-Terrain Vehicles

a) Vehicle Requirements

- 1) All vehicles shall be equipped with passenger padding, including, but not limited to, steering wheel pad, headrest pad, steering wheel support post and seat cushions.
- 2) All vehicles shall be guarded to prevent interlocking of wheels during operation.
- 3) All vehicles equipped with seat belts shall be equipped with a rollbar or similar device that is rigid, attached to the vehicle frame, and extends above the passenger's head.
- 4) The maximum speed for a mini-racer or a vehicle that is strictly used by children is eight m.p.h.
- 5) The engine governor will be set equal to, or less than, the maximum speed at which an inspector can safely maneuver a vehicle at full throttle through each curve of the track or course without the loss of traction or control.
- 6) Vehicles shall be equipped with a guarding system that covers or encloses all rotating parts of the drive mechanism except the tires. The guarding system shall also cover the exhaust

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- system to protect the passenger when entering or exiting the vehicle.
- 7) Vehicles' fuel tanks shall be mounted and/or guarded in such a manner that provides protection to the passenger during operation and if an accident should occur.
- 8) Wheels shall be retained by a castellated nut and cotter pin or other positive method.
- b) Track and Course Requirements
 - 1) The surface of the track or course used by Go-Karts shall be of a solid and binding material, such as concrete or asphalt.
 - 2) Minimum width requirements for Go-Kart Tracks: Effective January 1, 1990:
 - A) For operations that do not allow the racing or the passing of vehicles, a minimum of four vehicle widths shall be maintained throughout the entire course of track.
 - B) For operations that allow racing and/or passing of vehicles, a minimum of six vehicle widths shall be maintained throughout the entire course of track.
 - 3) A barrier system shall be installed around the inner and outer edges of the track or course used by Go-Karts and shall extend the entire length of the track or course. The system may be a guard rail, rubber tires, a runoff strip or embankment of friable earth or gravel or a combination thereof.

- A) When rubber tires are used for a barrier system, these tires shall be free of the rims and/or wheels. They shall be fastened together to form a continuous train. Tires shall never be stacked over two high.
- B) If a metal or fiberglass rail is used as the barrier system, the rail surface shall be kept free of sharp or protruding edges or seams and shall be maintained so that there is no loose or unsecured areas.
- C) A barrier system shall be installed to designate and protect the pit area or passenger loading area.
- 4) A fence or railing system shall be installed at maintenance buildings, driveways, pit area, and fuel storage pumping areas to keep patrons awaiting rides and spectators from entering these track areas without the permission of, or direction by the track personnel.

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- 5) No intersecting Figure 8 track or course configurations shall be permitted.

c) Operation

- 1) The attendant(s) or assistant(s) shall be able to clearly view the entire course.
- 2) Fire extinguishers shall be charged and readily available to the track personnel at all times.
- 3) The refueling of the vehicles shall take place in the pit area. All storage containers of gasoline and other flammables shall be in accordance with Section 6000.190 - Fire Prevention and Protection.

- 4) During night time operation, track lighting is required.

- 5) A signal system shall be installed to safely alert the drivers of the vehicles to a caution situation or to stop the vehicles in case of an emergency. This signal system may consist of, but is not limited to, a hand held flag system or a set of lights visible to the drivers. The system shall be explained to the drivers before operating any vehicle.

- 6) A separate and distinct maintenance log shall be kept for each vehicle. The maintenance logs shall be kept on a daily basis and kept available for inspector review. All replacing of parts should be noted. A comment section should be provided to allow the ~~attendant~~ or mechanic to make performance checks. The track mechanic shall sign each log sheet indicating that the vehicle is ready to operate. This log shall contain, but not limited to, the following information:

- A) Brake inspection;
- B) Tire wear and pressure;
- C) Steering inspection;
- D) Body inspection;
- E) Padding inspection;
- F) Lubrication and engine oil check; and
- G) Drive mechanism.

- 7) Only one patron per seat shall be permitted in each vehicle.

(Source: Amended at ___ Ill. Reg. ___, effective ___)

Section 6000.310 Water Slides

- a) The following Sections of 77 Ill. Adm. Code 820 are hereby incorporated by reference:

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- 1) 820.250(h) et seq. Water Slides
- 2) 820.320 Water Quality

b) Water Slide Design and Construction

- 1) All curves, turns, and tunnels on the path of a flume shall be designed and constructed so as not to present a hazard to anyone using the slide.
- 2) The flume shall be banked or safety walls provided to keep the slider's body inside the flume.
- 3) The construction, dimensions and the mechanical attachment of the flume components shall be such that the surface of the flume is smooth and continuous for its entire length.

- A) All parts that might come in contact with the slider's body shall be arranged or finished so that they will not constitute a cutting, pinching, puncturing, or abrasion hazard through either casual contact or intended use.

- B) Flumes and pools shall be watertight and their surfaces shall be chemically inert, nontoxic, smooth, and easy to clean.

- C) The flumes shall be designed and manufactured to prevent the accumulation of disinfectant fumes.

- D) Each flume shall have a distinctive line or flag marking the starting zone in which only one rider at a time is permitted. This line or flag shall be in accordance with the manufacturers' specifications or 30', whichever is the longer distance. A sign shall be posted at the top of the slide warning all sliders not to proceed down the slide until the slider in front of him has passed this point.

- 4) A method of voice communication shall be provided so that the plunge pool attendant can communicate with the attendant or the public at the start of the flume in order to supervise and to control traffic.

- 5) Machinery and chemical storage rooms shall be locked or fenced to prevent unauthorized entry.

c) During the operating season the operator shall:

- 1) Make a daily inspection of each flume. checking for:

- A) Loose railings;
- B) Leaking seals at joints;
- C) Rough patching at cracks or joints;

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- D) Loose guards at turns;
 E) ~~Unusual~~ movement of flume bed when walked on;
 F) ~~Growth~~ of algae;
 G) ~~Sharp~~ edges and rough surfaces on flume and safety rails;
 H) ~~Projection~~ of any structure or plant growth near or into flume; and
 I) ~~Correct~~ water levels.
- 2) Weekly review the water quality log sheets for the previous week for compliance with 77 Ill. Adm. Code 820.320.
- 3) Weekly inspect areas where chemicals are stored or dispensed checking for proper ventilation, lighting, cleanliness, proper labeling, and storage of chemicals.
- 4) Not use any mat which is not pliable and in good condition.

d) Personnel

1) Attendants

- A) One or more persons shall be stationed at the plunge pool to control traffic, to assist, and supervise all visible portions of the slide. This attendant shall be qualified in both first-aid and cardiopulmonary resuscitation techniques through the American Red Cross or equivalent training (for example YMCA or YMCA). One attendant at the plunge pool shall not be assigned other duties that would distract his/her attention from proper observation of persons in the plunge pool area or that would prevent immediate assistance to persons in distress.

- B) When a continuous line of five or more people are waiting to use the slide, one or more attendants shall be on duty at the top of the slide to assist users, control timing of each person on the slide and supervise all visible portions of the slide.

- 2) Any employee who may be exposed to toxic chemicals shall be trained per 56 Ill. Adm. Code 205.250 or 29 CFR 1900.1200. 29 CFR 1900.1200, July 1, 1988, hereby incorporated by reference and does not include any later editions or amendments.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

Section 6000.320 Dry Type Slides

- a) Slide Design and Construction

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- 1) Rigid supporting framework for slides shall be provided.
- 2) The means of access to the starting platform of the slide shall be designed, constructed and maintained so as not to present hazard, such as cutting, pinching, puncturing, tripping or falling, to anyone using the slide.
- 3) The slide shall be banked or safety walls provided on curves to keep the slider's body on the slide.
- 4) The construction, dimensions, and the mechanical attachment of the slide components shall be such that the surfaces of the slide, (slope, curves, turns and tunnels) are smooth and continuous for its entire length. All parts that might come in contact with the slider's body shall be arranged or finished so that they will not constitute a cutting, pinching, puncturing, or abrasion hazard through either casual contact or intended use.

- 5) A means of cushioning the rider's landing and/or stopping shall be provided.

b) During the operating season the ~~operator~~ manager shall:

- 1) Make a daily inspection, checking for:

- A) Loose hand rails or steps on ladder or stairway;
 B) Loose guard rails on slide;
 C) Unusual movement of slide;
 D) Sharp edges or rough surfaces on slide and safety rails;
 E) Check all electrical circuits and lights for cracks, abrasions, exposed wiring, burned out bulbs, etc.; and
 F) Condition of landing or stopping area.

- 2) Not use any mat which is not pliable and in good condition.

c) On slides requiring mats, the attendant(s) shall:

- 1) Regulate the spacing of sliders so that there are no collisions at the bottom of the slide;
 2) Make sure that all riders are sitting and positioned properly before sliding. All sliding should be done in an upright, sitting position. Absolutely no sliding should be done backwards or in a prone or standing position;
 3) Regulate the traffic up the steps;
 4) Instruct people to use handrails as they climb up the steps;
 5) Assist people to get up after completing their ride; and
 6) Collect the sliding mats if mats are used.

- d) On slides over 25' to the platform, a minimum of two attendants must be used.

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1) The attendant(s) at the top of the slide shall:

- A) Regulate the spacing of sliders so that there are no collisions at the bottom of the slide;
- B) Make sure that all riders are sitting and positioned properly before sliding. All sliding should be done in an upright, sitting position. Absolutely no sliding should be done backwards or in a prone or standing position.

2) The attendant(s) at the bottom of the slide shall:

- A) Regulate the traffic up the steps;
- B) Instruct people to use handrails as they climb up the steps;
- C) Assist people to get up after completing their ride; and
- D) Collect the sliding mats if mats are used.

(Source: Amended at Ill. Reg. effective)
Section 6000.330 Trams

a) If the tram is used where other vehicular traffic is present, each car shall be equipped so as to prevent passengers from getting on or off except at designated stops.

b) Each tram car shall be equipped with a signal system complying to Section 6000.140.

c) The driver shall not start the tram until all passengers are seated.

d) The maximum allowable side to side motion when the tram is in motion shall not exceed six inches.

e) All hitches must be equipped with safety chains;

- 1) To keep the tram together; and
- 2) To keep the wagon tongue from hitting the ground.

f) Any axle extending beyond the face of the wheel shall be covered and/or guarded with a non-rotating shield.

g) Passengers shall not have to step up or down more than 12 inches to enter or exit the car.

h) Each loading/unloading area shall be fenced or otherwise guarded.

i) If tram is operated after dusk, it shall be equipped with head, side and tail lights and loading/unloading area shall be suitably illuminated with either natural or artificial light to assure safe access and egress.

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(Source: Amended at Ill. Reg. effective)

Section 6000.340 Bungee Jumping

This rule specifies the site, site approval, design, testing of equipment, management of the operation, operating procedures, emergency provisions and procedures for Bungee Jumping from any mechanical operated platforms that carry jumpers to the top of the structure.

a) In addition to the definitions in Section 6000.10, the following shall apply:

"AIR BAG" - means an inflated device which cradles the body, with an air release breather system that dissipates the energy due to fall, thereby allowing the person to land without an abrupt stop or bounce.

"ANKLE-RINDING" - means a harness used to wrap and hold together the jumper's ankles and attach the jumper to the bungee cord.

"BINDING OF CORD" - means a material used to hold the cord threads in place. May also protect the cord threads from damage.

"BUNGEE CORD" - means the elastic rope to which the jumper is attached. It lengthens and shortens and thus produces the bouncing action.

"BUNGEE JUMPING" - means that activity in which a person free falls from a height and the person's descent is limited by attachment of the person to the bungee cord.

"CARABINERS" - means shaped metal or alloy device used to connect sections of the jump rigging, equipment or safety gear.

"CATAPULTING" - means that the jumper is held on the ground while the bungee cord is stretched. On release, the jumper is propelled upwards.

"CORD" - See Bungee Cord.

"DOUBLE JUMPING" - See Tandem Jumping.

"DYNAMIC LOADING" - means the load placed on the rigging and attachments by the initial free fall of the jumper and the bouncing movements of the jumper.

"EQUIPMENT" - means the equipment, power or manually operated, used to raise, lower and hold loads.

"INCIDENT" - means an event that could or does result in harm to a person or damage or loss of process (jumping interrupted or stopped).

"JUMP DIRECTION" - means the direction (forward or backward) in which a jumper is designed to jump from the jump point.

"JUMP HEIGHT" - means the distance from the jump platform to the bottom of the jump zone.

"JUMP MASTER" - means a person who has responsibility for the bungee jumping operation and who takes a jumper through the final stages to the actual jump.

"JUMP OPERATOR" - means a person who assists the jump master to prepare a jumper for jumping and operates the lowering system to lower the jumper to the landing pad.

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- "JUMP POINT" - means the position from which the jumper begins to fall or jump.
- "JUMP SPACE" - means the jump zone plus a safety factor in all directions.
- "JUMP ZONE" - means the space bounded by the maximum designed movements of the jumper or any part of the jumper.
- "JUMPER" - means the person who falls or jumps from a height attached to a bungee cord.
- "JUMPER SAFETY HARNESS" - means an assembly to be worn by a jumper and to be attached to a bungee cord. It is designed to prevent the patron becoming detached from the bungee cord.
- "JUMPER WEIGHT" - means the weight of the jumper only.
- "LANDING AREA" - means the surface area of air bag or water directly under the jump space.
- "LANDING PAD" - means a padded area on which the jumper lands by means of the lowering appliance or equipment.
- "LATERAL DIRECTION" - means movement of the jumper measured at 90 degrees to the designed jump direction.
- "LAUNCHING" - See Catapulting.
- "LICENSED PROFESSIONAL ENGINEER" - means an individual who holds a valid license as a licensed professional engineer by the Illinois Department of Professional Regulation or comparable authority in another state.
- "LOAD LENGTH" - means the length of the bungee cord when extended to its fullest designed length.
- "MOUSE" - means a binding around the point and shank of a hook to prevent it from slipping off.
- "OPERATING SYSTEM" - means the system of processing a jumper through the jump methods used on a particular site. This includes registration, preparation, getting to the jump point, methods of attachment, the rigging and lowering system and the landing recovery method.
- "OPERATING MANUAL" - means a document containing the procedures and forms for the operation of the bungee jumping activity and equipment on the site.
- "PLATFORM" - means the area attached to a lifting appliance from which the jumper falls or jumps.
- "PREPARATION AREA" - means the area where the jumper is prepared for jumping. It is a separate area on the ground.
- "RECOVERY AREA" - means an area beside the landing area where the jumper may recover from the jump before returning to the public area.
- "REVERSE JUMPING" - See Catapulting.
- "RIGGING SYSTEM" - means a combination of components that connects the jumper to the lifting point or hook of the appliance. The rigging system includes ropes, pulleys, carabiners, shackles and lowering equipment.
- "SAFE WORKING LOAD (SWL)" - means the maximum rated load which can be safely handled under specified conditions, by a machine, equipment or component of the rigging.
- "SAFETY FACTOR" - means the ratio obtained by dividing the breaking load of any piece of equipment by its working load.

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- "SAFETY HARNESS" - means an assembly to be worn by an operator. It is designed to be attached to a safety line and to prevent the operator from falling.
- "SAFETY LINE" - means a line used to connect safety harness to belt to an anchorage point or rail.
- "SAFETY SPACE" - means the space extending beyond the jump zone as a safety factor. That is, a space beyond the maximum designed movements of the jumper.
- "SANDRAGGING" - is the practice of a jumper holding onto any object (including another person) while jumping off of a platform and during the initial descent, for the purpose of exerting more force on the bungee cord in order to stretch it further and then releasing the object at the bottom of the jump, causing the jumper to rebound with more force than could be created by the jumper's weight alone.
- "STUNT JUMPING" - is the combining of any other activity with bungee jumping; or, bungee jumping with a disregard for clearances with the ground or other structures.
- "TANDEM JUMPING" - means the practice of two people harnessed together while jumping simultaneously from the same jump platform.
- "THREAD" - means a single strand of material used in a bungee cord. A bungee cord is constructed of a varying number of threads.
- "UNLOADED LENGTH" - means the length of the bungee cord laid on horizontal flat surface without load or stress applied.
- b) SITE AND OPERATING APPROVAL.
- 1) Site Plan and Equipment Design and Construction:
 - A) A licensed professional engineer's report that the design and construction of the structure, equipment, and operating areas meet the engineering requirements of ANSI B30.5-1989, ANSI B30.5-1991, Addenda to 1989, 29 CFR 1910.180-July 1, 1991, and 29 CFR 1926.550(2)-June 1, 1991. These standards are hereby incorporated by reference and do not include any later edition, amendments or corrections, and are considered applicable for a bungee jumping operation. The report shall contain site plans, safety zones, drawings and specifications of equipment, platform, rigging system and safety equipment and be submitted to the Department prior to construction and be subject to an engineering evaluation shall be conducted immediately each time a major component is modified.
 - B) The Department shall maintain the confidentiality of an engineer's report as authorized by Section 76 of the Freedom of Information Act (111 P.S. Stat. 1901, ch. 116, par. 207.3).
 - C) The Department shall maintain the direct control of a jump master.
 - 2) Jumps shall be done only under the direct control of a jump master.
 - 3) Owners shall maintain a bottom safety space of at least 40 inches above the air bag, safety net or water surface and a safe safety

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- 4) Space of at least 40 feet in all directions to any structure. Prohibited Activities include: bungee catapulting, tandem jumping, stunt jumping, reverse jumping, launching and sandbagging.

c) PLATFORM

- 1) The platform and its lifting appliance shall meet the requirements for working platforms. All components shall have a safety factor of not less than three (3). The safe working load shall be marked on the platform.
- 2) The jump rigging shall be attached directly to the lifting point or hook of the appliance.
- 3) The jump rigging shall pass through or around the platform in such a way as to prevent damage to the jump rigging.
- 4) The platform for jumping shall be a constant height above the ground or surface. That is, adjustments for the weight of each jumper shall be made by the jump master's selection of bungee cord in accordance with the manual and the manufacturer's specification for the cord.
- 5) The platform shall have a non-slip floor surface.
- 6) The platform shall have sufficient working space for the required number of persons.
- 7) There shall be a gate across the jump point until the platform reaches the jump height.
- 8) The platform shall have anchor points for safety harnesses or safety belts for all persons carried on the platform.
- 9) All persons on the platform shall wear a safety harness and safety line. The jumper shall use a safety line until ready to jump.
- 10) There shall be an alternative method of jumper recovery should the main lowering system fail to lower the jumper.
- 11) The design of the platform and support straps shall provide for maximum stability of the platform.
- 12) The position of the jump point in relation to the equipment or platform shall be controlled to enable the jump to be in the designed direction. This shall be at 90 degrees (± 10) to the equipment or platform.
- 13) All hooks, shackles and pins shall be moused.
- 14) The maximum wind speed and direction for the operation of the bungee jump shall be stated in the operation manual. The decision to operate is the responsibility of the equipment operator and jump master.
- 15) The jump master shall check the following daily:
 - A) The equipment has a current certificate to operate;
 - B) The wire rope shall be given a visual inspection;
 - C) All hooks, shackles and pins are moused;
 - D) All outriggers are full extended;
 - E) There are established lines of communication between the platform and the equipment operator, and between the equipment operator and the ground;
 - F) The hand signals required for visual communication between

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the person directing the equipment or lifting appliance and the equipment or lifting appliance operator are known by all parties; and

G) That the equipment operator knows who is directing the equipment.

d) BUNGEE CORD REQUIREMENT

- 1) The cord shall be designed and tested to perform within prescribed limits of stretch and load as stated in this Section.
- 2) The cord shall be made from natural or synthetic rubber or blends thereof that may be of various dimensions.
- 3) The materials used in the construction of the cord shall be such that the stretched length is consistent each time the same loading is applied.
- 4) Cord binding.
 - A) The binding shall hold the cord threads together in their designed positions.
 - B) The binding material shall have characteristics/specifications as approved by the manufacturer of the bungee cord.
 - C) The cord bindings shall be intact.
 - D) When bindings break during a day's operation, the cord shall be withdrawn from use until the bindings are replaced.
- 5) Shock load on the jumper. The following requirements apply:
 - A) The cord shall stretch in the jump to at least 2.5 times its unloaded length in its designed jumper weight range;
 - B) The unloaded length of the rigging system shall be less than half the designed extended length;
 - C) Maximum loaded length. The operating length of a bungee cord at its maximum designed dynamic load shall not exceed 4 times its unloaded length.
- 6) Testing of a new design of bungee cord.
 - A) Each manufacturer shall supply specifications for the cords being used.
 - B) Any change in specifications, including, but not limited to, changes that affect the performance of the bungee threads or cord, a change to the end attachments, a change in the material, source of supply or manufacturer, manufacturing methods, or equipment, shall constitute a new design and require review by a licensed professional engineer.
 - C) Bungee cord end attachment.
 - i) Each end of the cord shall have an end attachment to connect the cord to the rigging and the jumper.
 - ii) The end attachment shall be of sufficient size and shape to allow easy attachment to the jumper harness and to the rigging.
 - iii) The end attachment shall have a minimum breaking load of at least 4,400 pounds.
- 7) The maximum allowable life of the cord shall not exceed the manufacturer's specification.

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- 4) The jumper safety harness shall be designed for the type of stress expected during operation.
- 5) The jumper safety harness shall be approved by the licensed professional engineer who conducts the annual inspection.

f) ROPES

All ropes for holding and/or lowering the jumper shall have a breaking load of at least 4,400 pounds.

g) HARDWARE

- 1) Carabiners shall be of the screw gate type with a minimum breaking load of 4,400 pounds.
- 2) Pulleys and shackles shall have a minimum breaking load of 4,400 pounds.
- 3) All pulleys shall be compatible with the rope size.
- 4) Webbing shall be of flat tubular mountaineering webbing or equivalent with a minimum breaking load of 4,400 pounds.

h) LIFE LINES AND HARNESSSES

- 1) A safety harness and life line shall be used by all persons on the platform.
- 2) Life lines shall have a minimum breaking load of 4,400 pounds.
- 3) A life line shall be worn by the jumper until ready to jump.

i) TESTING AND INSPECTION

- 1) All jump rigging shall be inspected and tested daily. Harnesses, lowering/braking system and safety gear shall be inspected daily as set out in the manual. Inspections, findings and action shall be recorded.
- 2) All jump rigging, harnesses, lowering/braking systems and safety gear shall be of a load rating at least equal to the standard stated in the regulation.
- 3) Hardware subject to abnormal loadings, being impacted against hard surfaces or having surface damage, shall be replaced.
- 4) Ropes subject to abnormal shock load shall be replaced.
- 5) All ropes, webbing and bindings shall be inspected visually and by feel for signs of wear, fraying, or damage by erosive substances. Criteria for planned inspection shall be included in the manual.
- 6) Criteria for the periodic replacement of ropes, webbing, harnesses and hardware shall be included in the manual.

j) REPLACEMENT OF RIGGING AND EQUIPMENT

- 1) At the beginning of each day's operation, replacements of at least the following equipment shall be available on site:
 - A) Bungee cord or cords;
 - B) Rigging hardware;

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- C) Ankle binding for jumpers;
 - D) Body safety harness for jumpers and staff; and
 - E) Safety lines and clips.
- 2) Any items of equipment, rigging or personal protective equipment found to be sub-standard shall be replaced immediately.
 - 3) Jumping shall cease immediately when a sub-standard item cannot be replaced.

k) IDENTIFICATION OF EQUIPMENT, RIGGING, BUNGEE CORD AND SAFETY EQUIPMENT

- 1) Each item shall have its own unique permanent identification number and/or tag.
- 2) The identification shall not harm the material of the item.
- 3) The identification shall be clearly visible to the operators during daily operations.
- 4) The identification of each item shall be recorded in the items log sheet.
- 5) The cords shall be color coded as described in the on site operations manual.

l) LANDING/RECOVERY AREA

1) Over land:

- A) The area shall be free of spectators at all times;
- B) The area shall be free of staff and equipment except for air bag or safety net when a jumper is being prepared on the jump platform and until the bungee cord is at its static extended state;
- C) The air bag or safety net shall be in position before jumper preparation commences on the platform.
- D) The air bag or safety net shall be at least 18 feet by 25 feet and rated for the maximum free fall height possible from the platform during operation;
- E) The jumper shall be lowered onto a clean, smooth, padded surface;
- F) The jumper shall be allowed to recover before moving off the landing spot; and
- G) A place to sit and recover should be provided close to, but outside, the landing area.

2) Over water:

- A) Where the jump space and/or landing area is over pond, lake, river or harbor waters, the following shall apply:
 - 1) The jump space and/or landing area shall be free of other vessels except landing/recovery vessel, floating and submerged objects and the public, and, when in open waters shall be defined by the deployment of buoys. A sign of at least 1 foot by 3 feet in dimension which reads "BUNGEE JUMPING KEEP CLEAR" shall be fixed to the shore structure or land mass. When above moving water, a mesh or screen must be placed in an upstream position to keep floating debris from entering the landing area;

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- ii) The landing and recovery vessel shall be positioned accurately and remain in a constant position for the duration of the landing procedure;
- iii) The landing vessel shall have a landing pad size of at least 5 feet by 5 feet;
- iv) The landing pad shall be within and lower than the sides of the vessel;
- v) A vessel shall be present that is able to be maneuvered in the range of water conditions expected and will enable staff to pick up a jumper or other person who has fallen into the water;
- vi) One person may operate the landing vessel when the vessel is positioned without the use of power. A separate person shall pilot the vessel when power is required to maneuver into and/or hold the landing position;
- vii) The vessel shall be equipped as required by the US Coast Guard.
- B) If the landing area is part of a constructed swimming pool complex, other pool, or is specially constructed for bungee jumping, the following shall apply:
 - i) The pool size shall meet the requirements for jump space shown in the engineer's report;
 - ii) Rescue equipment shall be available;
 - iii) The jump space and side safety space shall be fenced to exclude the public; and
 - iv) Only the operators of the bungee jump shall be within the jump space and landing areas.
- C) The minimum water depth shall be 8 feet.

m) FENCES

- 1) Fences shall be designed and constructed to retain people, animals and objects outside the landing area.
- 2) All areas in which the jumper may land shall be fenced.

n) STORAGE

Adequate storage shall be provided both on site and off site to protect equipment from physical, chemical and ultra-violet ray damage. The storage shall be provided for current, replacement and emergency equipment organized for easy and orderly access. The storage shall be secure against unauthorized entry.

o) COMMUNICATION

- 1) The following shall apply within the site:
 - A) There shall be an electronic voice communication link between:
 - i) The equipment operator and the platform;
 - ii) The platform and the landing/recovery area or vessel;

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- B) All staff shall be easily identifiable by other operators and the public; and
- C) Instructions to jumpers and the public shall be put in positive terms to avoid misinterpretation and mistakes.
- 2) Emergency service:
 - There shall be a telephone communication link to the emergency service within 200 feet of the operation.
- P) SAFETY AND LOSS CONTROL MANAGEMENT
 - 1) A jump master shall be designated Safety, Health and Loss Control Coordinator. He/she shall hold a current Red Cross first aid rating and CPR certificate or their equivalent.
 - 2) Training shall be provided to all staff relative to their present or future duties as part of the operating staff. A record of training shall be kept available on site for review by the Department.
 - 3) Planned inspections shall be conducted of the site, equipment and procedures by the jump master. The information gathered and the reporting and investigation of incidents shall be analyzed and reviewed by management, on a regular basis. Procedures, equipment, rigging and structures shall be designed to reduce the likelihood of any incidents occurring, or being repeated. All findings shall be forwarded to the Department.
 - 4) A comprehensive emergency plan shall be developed for inclusion in the operations manual. The plan shall include the following elements: the steps necessary to rescue a jumper in case of crane failure or accident, emergency first aid to be given, contacting of and directing emergency service personnel to the site, crowd control, and notification to the Department.
 - 5) The manual shall contain the site rules concerning the health and safety of employees and the public.

q) STAFF AND DUTIES

- 1) The minimum age for the crane operator and jump master shall be 21 years and for other staff members 18 years.
- 2) The staff of a bungee jumping operation shall include the following persons:
 - A) Site controller:
 - When more than one jump master is on the site, one of the jump masters shall also be designated controller. The site controller shall coordinate and be responsible and accountable for all operations;
 - B) Jump master:
 - i) Has complete control when jumping is occurring;
 - ii) Is the only person who takes the jumper through the final stages to the jump take-off;
 - iii) Is responsible for the training of the other staff;
 - iv) Shall have a thorough knowledge of the site, its equipment, procedures and staff;
 - v) Selects the bungee cord and adjusts the rigging;

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- vi) Shall be located on the platform;
 - vii) Keeps a record of the number of times each cord has been used; and
 - viii) Shall ensure that the number of jumps undertaken in a period of time allows the tasks of each job to be carried out to meet the requirements of each job, as set out in the manual.
- C) Jump operator's duties include:
- i) Assisting the jump master to prepare the jumper;
 - ii) Attaching the jumper to ankle bindings or harness;
 - iii) Potentially attaching the jumper to rigging at the direction of the jump master;
 - iv) Carrying out check procedures;
 - v) Operating the lowering system; and
 - vi) Assisting in controlling the public.
- D) Landing/recovery operator's duties include:
- i) Assisting the jumper to land on the landing pad;
 - ii) Assisting the jumper to the recovery area;
 - iii) Overseeing the recovering of jumpers; and
 - iv) Assisting in controlling the public.
- F) Registration clerk's duties include:
- i) Registration of the jumper;
 - ii) Obtaining/deciding on medical clearance;
 - iii) Weighing and marking of weight of the jumper. The scale shall be certified annually and checked monthly by the operator for accuracy. The certification shall be done by a person recognized under the Illinois Weights and Measures Act, Ill. Rev. Stat. 1991, ch. 147, par. 108.1, to conform with Section 2.20 of the National Institute of Standards and Technology Handbook 44, 1991 edition. These standards are hereby incorporated by reference and do not include any later amendments or corrections. This handbook is available from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402-9325;
 - iv) Controlling movement of jumpers to preparation area;
 - v) Controlling or assisting in controlling the public; and
 - vi) The payment process.
- F) Vessel operator's duties shall include operating the landing and/or emergency vessels.
- G) Crane Operator
- i) A person who is experienced in operating a crane used for hoisting material and/or personnel. Proof of experience shall be a statement on letterhead stationery from present employer or a journeyman's card in good standing from the International Union of Operating Engineers.
 - ii) Must be knowledgeable of the particular crane's controls and be physically capable of performing the duties.
 - iii) Shall respond to move signals only from the jump

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- master, but shall obey a stop signal given by any employee at any time.
- r) MINIMUM STAFF AND TRAINING
- 1) An operating team shall consist of no fewer than 4 people
 - 2) Training shall be conducted by, or under the direct supervision of, a jump master.
 - 3) Staff who are operating in training mode shall be directly supervised at all times.
 - 4) A training component of the operating manual covering the critical tasks in the operation shall be available on the site. The tasks shall include maintenance and testing as well as jump procedures. The training shall require achieving mastery of the specified skills and knowledge.
- s) INJURY, DAMAGE AND INCIDENT EVENTS
- 1) Serious injury (as defined in Section 10 of this Part) shall be reported to the Department within one hour, and the operation shall be closed until the Department reopens it. All incidents shall be reported within 24 hours to the Chief Inspector of the Carnival and Amusement Ride Inspection Division.
 - 2) Owners/operators shall record all injuries, damage and events in the daily log.
- t) WORK PERIODS
- The staff shall take regular breaks to ensure that fatigue does not downgrade their ability to operate an incident free operation.
- u) MEDICAL AND AGE RESTRICTIONS FOR JUMPERS
- 1) Jumpers shall be questioned on their medical condition.
 - 2) Jumpers who declare medical conditions that may be affected by the jump shall not be allowed to jump. Medical conditions that disqualify a jumper include, at a minimum:
 - A) Pregnancy;
 - B) High blood pressure;
 - C) Heart conditions;
 - D) Neurological disorders;
 - E) Epilepsy; and
 - F) Neck, back or leg injuries or disabilities.
 - 3) A sign shall be erected listing the medical and age restrictions for jumpers. The sign shall be clearly visible to intending jumpers.
 - 4) Any jumpers who, in the opinion of the operation staff, represent a danger to themselves or others shall not be allowed into the preparation area nor allowed to jump.
 - 5) Jumpers who appear to be in an intoxicated or drugged state shall not be allowed to jump.
 - 6) The minimum age for jumping shall be 18 years and proof of age

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shall be provided at time of jump. Proof of age shall be a valid driver's license or other type of photo I.D. issued by an agency of government or employer.

A) SITE OPERATING MANUAL AND DOCUMENTATION

- 1) Each site shall have an operating manual, referred to as the manual. For the safe operation of bungee jumping on that site. The manual and all amendments shall be on site and be freely available to staff and governing bodies.
- 2) The manual shall include the ways and means of meeting the appropriate requirements of this Part.
- 3) The manual shall include, but not be limited to, the following:
 - A) A site plan;
 - B) A description of operating systems and equipment;
 - C) Job procedures, including training, for each task in the operating system;
 - D) Job descriptions;
 - E) Sample of staff qualifications;
 - F) Staff selection procedures;
 - G) Maintenance standards and procedures;
 - H) Testing procedures and recording;
 - I) Criteria for the periodic replacement of rigging;
 - J) Criteria for the regular planned inspections of ropes, webbing and bindings;
 - K) Emergency plan and procedures;
 - L) Reporting of injuries, damage and incidents;
 - M) Requirements for maintaining logs, including:
 - i) Site;
 - ii) Equipment and rigging;
 - iii) Personnel;
 - iv) Name of jumper; and
 - v) Bungee cord used;
 - N) Records to be kept;
 - O) Requirements for analysis of records;
 - P) Inspection procedures, standards and follow up actions; and
 - Q) Examples of forms to be used.
- 4) Daily Pre-opening Operating Procedures shall include:
 - A) Preparation. Setting up the site equipment and public amenities. There shall be a written check list;
 - B) Inspection, testing and checking;
 - C) Personal protective equipment including gloves, life jackets, buoyancy aids, harnesses and life lines;
 - D) Items of equipment;
 - E) The communication system(s);
 - F) The jump equipment and rigging;
 - G) The jump procedures;
 - H) Carry out test jumps;
 - I) Checking the bungee cord performance; and
 - J) Staff briefing for the day's operations. Includes appointment of the site controller when applicable.

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- 5) Jump Procedures. The procedures shall at a minimum include the following:
 - A) Ensuring the exclusion of the public from the operating areas;

B) Registration of jumpers, including:

- i) Name, address, city, county, state, zip code and telephone number;
- ii) Medical factors and exclusions;
- iii) Age;
- iv) Weight and marking; and
- v) Payment;

C) Removal of loose object;

D) Jumper preparation, including:

- i) Harness or binding attachment; and
- ii) Briefing/instructions to the jumper;

E) Jump preparation, including:

- i) Prepare bungee cord and adjust connections;
- ii) Connect the jumper and check connections to the rigging; and
- iii) Final inspection by jump master (a check list shall be used);

F) Landing/recovery procedures, including:

- i) Lowering; and
- ii) Landing; and
- iii) Disconnecting cord connections;

G) Return of jumper to the public area; and

H) Preparing the bungee cord for the next jumper.

6) Close Down Procedures. The manual shall include the following close down procedures:

- A) Equipment - cleaning, inspection, testing and checking;
- B) Completion of records, both site and personal;
- C) The necessary daily maintenance of equipment, structures and facilities;
- D) The storage of equipment;
- E) The cleaning up and disposal of rubbish;
- F) Security check and lock up;
- G) De-briefing of staff on:
 - i) Incidents/events occurring during the day;
 - ii) Equipment, rigging and bungee cord changes required before the next day's operations start; and
 - iii) Maintenance work not completed but required before the next day's start.

W) EMERGENCY PROVISIONS AND PROCEDURES

- 1) Each site shall have an emergency plan.
- 2) A medium first aid kit and blankets shall be on site.
- 3) All jump masters shall be qualified in life saving techniques, first aid and cardiopulmonary resuscitation techniques through the American Red Cross or equivalent training, including "in water rescue of spinal injuries or unconscious patients".

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- 4) Where the site includes moving water or swift water, the site operating manual shall specify the rescue training and/or qualification required for all operators and staff on the site.
- 5) Emergency lighting shall be provided at all jump sites that operate between 1/2 hour prior to sunset and 1/2 hour after sunrise. The emergency lighting system shall illuminate the jump platform, the jump space and the landing area. The emergency lighting system shall have its own power source.

- 6) The Department's approval shall specifically not be used in any advertisement, brochures, commercials, TV or radio show, newspaper, or in any other public manner, ~~by the owner or operator.~~

(Source: Amended at Ill. Reg. _____, effective _____)

- 1) Heading of the Part: Least-Cost Planning for Natural Gas Utilities

- 2) Code Citation: 83 Ill. Adm. Code 535

- 3) Section Numbers: Proposed Action:

535.10	Repeal
535.15	Repeal
535.100	Repeal
535.110	Repeal
535.115	Repeal
535.120	Repeal
535.200	Repeal
535.205	Repeal
535.210	Repeal
535.220	Repeal
535.300	Repeal
535.305	Repeal
535.310	Repeal
535.320	Repeal
535.330	Repeal
535.340	Repeal
535.350	Repeal
535.360	Repeal
535.400	Repeal
535.410	Repeal
535.500	Repeal
535.510	Repeal

- 4) Statutory Authority: Implementing Section 8-402 and authorized by Section 10-101 of the Public Utilities Act [220 ILCS 5/8-402 and 10-101].

- 5) A Complete Description of the Subjects and Issues Involved: Part 535 implemented Section 8-402 of the Public Utilities Act by establishing rules for the development, submittal, and approval of energy plans by both the Department of Energy and Natural Resources and each gas utility. On January 1, 1994, P.A. 88-314 became effective, amending Section 8-402 of the Act by removing gas utilities from the least-cost planning requirements of Section 8-402 of the Act. With the removal of the statutory authority for this Part, it is appropriate to initiate repeal of these rules.

- 6) Will this proposed repealer replace an emergency repealer currently in effect? No.

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SUBPART F: EXEMPTIONS AND WAIVERS

Section 535.500 Small Utility Exemption
535.510 Waiver of Rules

AUTHORITY: Implementing Section 2-402 and authorized by Section 10-101 of the Public Utilities Act (Ill. Rev. Stat. 1991, ch. 111 2/3, pars. 2-402 and 10-101).

SOURCE: Adopted at 13 Ill. Reg. 7311, effective May 1, 1989; amended at 13 Ill. Reg. 20340, effective December 20, 1989; amended at 16 Ill. Reg. 16522, effective November 1, 1992; repealed at 111. Reg. _____, effective _____.

SUBPART A: GENERAL PURPOSE

Section 535.10 General Purpose

a) The purpose of this Part is to establish guidelines for the development, submittal, and approval of energy plans by both the Illinois Department of Energy and Natural Resources ("Department") and each gas utility in accordance with Section 2-402 of the Public Utilities Act ("the Act") (Ill. Rev. Stat. 1987, ch. 111 2/3, par. 2-402).

b) This Part applies to each natural gas utility, as defined in Section 3-105 of the Act (Ill. Rev. Stat. 1987, ch. 111 2/3, par. 3-105).

Section 535.15 Definitions

"Analyses" means a systematic and detailed study of a subject by examination of its constituent parts.

"Customer class" is a collection of customers whose utility service has similar cost characteristics.

"Demonstration" means an analysis, including illustrations of examples where appropriate, offered as proof.

"Discussion" means a description and formal examination of a subject in writing.

"Economic" means efficient in allocating and employing resources.

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"Efficient" shall have the meaning given by Section 1-102 of the Act (Ill. Rev. Stat. 1987, ch. 111 2/3, par. 1-102).

"End-use" means the use of natural gas including, but not limited to, space heating, water heating, cooking, and other processes provided by natural gas.

"End-use efficiency" means energy efficiency with respect to the provision of the service defined in the term "end-use."

"End-use methodologies" means the methodologies which are in effect for natural gas in the State, directly from the established demand for the services which are provided by natural gas or the formal methodologies employed to estimate the actual effect of supply or demand-side programs on natural gas use by the utilities.

"Environmnetally sound" has the meaning given in Section 1-102(2) of the Act for "environmentally suitable."

"Gas-to-cost" means the lowest possible present value cost subject to the provision of adequate, efficient, reliable, and environmentally safe energy services. Gas-to-cost will be deemed "adequate" if it is in conformity with 23 Ill. Adm. Code 200, "Guidelines of Service for Gas Utilities." Service will be deemed "efficiently" if it is in conformity with the regulatory provisions of the Illinois Environmental Protection Agency and the United States Environmental Protection Agency.

"Major class of service" means the particular class of services - residential, commercial, or industrial.

"Permissible costs" is the percentage of the total program size of which the costs of the end-use services.

"Present value costs" means the sum of costs over each year of the plan discounted to a single point in time value.

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SUBPART B: PROCEDURE

Section 535.100 Filing of Plans

a) Statewide Plan. On January 3, 1993, and every three years thereafter on January 3, the Department shall file with the Illinois Commerce Commission ("Commission") its comprehensive statewide plan for natural gas utilities, as specified in Section 8-402(b) of the Act and Subpart C of this Part.

b) Utility Plans. On July 1, 1994 and every three years thereafter, every natural gas utility subject to this Part shall file with the Commission and the Department its natural gas utility plan as specified in Section 8-402 of the Act and Subpart D of this Part.

Section 535.110 Review of Plans

a) Statewide Plan. The Commission shall initiate a proceeding and schedule a pre-hearing conference to occur approximately 30 days after the filing date specified in Section 535.100(a). The purpose of the proceeding shall be to determine the adequacy and appropriateness of the Department's plan in meeting the requirements of the Act and this Part, and to adopt a comprehensive natural gas plan for the State. Each natural gas utility subject to this Part and the Department shall be parties to the proceeding. Other entities or individuals may petition to intervene pursuant to the Commission's Rules of Practice (83 Ill. Adm. Code 200). The proceeding will be scheduled such that a Proposed Order is presented to the Commission by the Hearing Examiner no later than 8 months after the date of the Department's filing. The Commission will adopt the plan if it complies with the requirements of Section 535.400(b).

b) Utility Plans. For each filed utility plan, the Commission shall initiate a proceeding and schedule a pre-hearing conference (see 83 Ill. Adm. Code 200.300) to occur approximately 30 days after the filing date specified in Section 535.100(b). The purpose of the proceeding shall be to determine the adequacy and appropriateness of the utility plan in meeting the requirements of the Act and this Part, and to adopt a natural gas plan for the

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utility. The Department shall be a party to each utility's proceeding. Other entities or individuals may petition to intervene pursuant to the Commission's Rules of Practice. The proceeding will be scheduled such that a Proposed Order is presented to the Commission by the Hearing Examiner no later than 11 months after the date of the utility's filing specified in Section 535.100(b). The Commission will adopt a utility's plan if it complies with the requirements of Section 535.410(b).

Section 535.115 Filing of Testimony

a) Department

1) The Department shall, on the date specified in Section 535.100(a) for the filing of its plan, file all testimony in support of its plan with the Commission. This testimony should address the appropriateness of policies recommended by the Department in light of the objectives of Sections 1-102, 8-401, and 8-402 of the Act (Ill. Rev. Stat. 1987, ch. 111 2/3, pars. 1-102, 8-401 and 8-402), the guidelines specified in Part C of this Part, and the criteria upon which the Commission should review the Department's plan as described in Subpart E of this Part.

2) The Department shall also file testimony with the Commission during the course of each of the proceedings outlined in Section 535.110(b). This testimony should address, at a minimum, the following issues:

A) The extent to which the utility's natural gas energy plan is consistent with the comprehensive natural gas utility energy plan most recently adopted by the Commission.

B) The extent to which the utility's natural gas energy plan is consistent with the objectives of Sections 1-102, 8-401, and 8-402 of the Act.

C) The compliance of the utility's natural gas energy plan with the criteria for review described in Subpart E of this Part.

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- b) Each utility subject to this Part shall, on the date specified in Section 535.100(b) for the filing of a natural gas energy plan, file all testimony in support of its plan with the Commission. This testimony shall address, at a minimum, the following issues:

- 1) The extent to which the utility's natural gas energy plan is consistent with the comprehensive natural gas utility energy plan most recently adopted by the Commission.
- 2) The extent to which the utility's natural gas energy plan is consistent with the objectives of Section 1-102, 8-401, and 8-402 of the Act. Compliance of the utility's natural gas energy plan with the requirements of Subpart D of this Part.
- 4) The compliance of the utility's plan with Subpart E of this Part which shall form the basis of the Commission's review of the filed utility plan.

Section 535.120 Public Review of Plans

The Commission shall encourage public participation in the review of the plans submitted for Commission approval. In order to publicize the availability of the plans, a notice shall be circulated by the Commission to various parties including local government units, electronic and print news media, public libraries, and any other groups requesting notification.

SUBPART C: FILING REQUIREMENTS - DEPARTMENT

Section 535.200 Filing Requirements - Department

The statewide plan submitted by the Department should, at a minimum, meet the requirements of Section 535.205, 535.210, and 535.220 of this Part.

Section 535.205 The Recommendations of the Department

- a) The statewide plan should recommend those programs and policies determined to have the greatest likelihood of resulting in the achievement of the objectives established in Sections 1-102, 8-401, and 8-402 of the Act (Ill. Rev. Stat. 1987, ch. 111 2/3, par. 1-102, 8-401, and 8-402).

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- b) In examining programs and policies to promote the objectives of the Act and to reduce barriers to achieving those goals and objectives, the Department should consider, at a minimum, programs and policies that:
- 1) Promote economical conservation;
 - 2) Promote the economical coordination by two or more utilities of the construction and/or operation of facilities;
 - 3) Promote economical expansion of utility systems;
 - c) The Department should analyze all programs and policies identified in its plan for consistency with Sections 1-102, 8-401, and 8-402 of the Act. Where programs or policies are inconsistent with one or more of objectives of Sections 1-102, 8-401, and 8-402 of the Act, the Department should identify alternatives which are not inconsistent.

Section 535.210 Data and Analytical Support for Recommendations

The Department should prepare and analyze information in support of the recommendations contained in the statewide plan. The planning period shall begin with the calendar year immediately following the one in which the Department files its plan. This support should include the following:

- a) A discussion of peak and annual natural gas energy requirements for the state during the planning period;
- b) A review of the Department's projections of the availability of supply resources for the state;
- c) A discussion of the role of economical conservation, renewable resources and natural gas fired cogeneration on the supply and demand for natural gas; and
- d) An identification and analysis of barriers to the achievement of objectives described in Sections 1-102, 8-401, and 8-402 of the Act.

Section 535.220 Methodology

In completing its plan, the Department should provide an explanation of the analytical methodology employed.

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SUBPART D: FILING REQUIREMENTS - UTILITIES

Section 535.300 Filing Requirements - Utilities

The utility shall file its plan including testimony and exhibits that meet the requirements of the Act and this Part. The planning period is the ten year period beginning with the calendar year immediately following the calendar year in which the utility files its plan. Testimony and exhibits in support of the utility plan shall meet the requirements of Sections 535.305, 535.310, 535.320, 535.330, 535.340, and 535.350 of this Part.

Section 535.305 Demand Forecasts

Year by year, weather-adjusted (adjusted to reflect average or normal weather conditions) ten year forecasts of peak load and annual gas demand shall be provided on a total utility system basis and disaggregated by major class of service. The utility shall include a discussion of the following as part of its demand forecasts:

- a) Alternative projections for the forecast period and the degree of certainty attached to each;
- b) The input variables such as economic growth, population growth, and weather patterns and data used to prepare the forecasts;
- c) The demands for system supply gas and for end-user transportation;
- d) The forecasted impact of conservation programs sponsored by utilities and governmental bodies, improvements in energy efficiency, renewable resources, load lost to other sources, and natural gas fired cogeneration;
- e) Estimated future conservation program penetration rates by customer class and/or end-use. Where particular subgroups of customer classes can be identified as having the greatest potential energy savings from the program, estimated penetration rates of these subgroups, including but not limited to low income residential consumers, shall be included; and
- f) The methodology used to prepare the forecasts for that particular utility.

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Section 535.310 Forecast of Supply Resources

The utility shall make a forecast of supply resources for the ten year forecast period. The utility shall make its forecast on a year by year basis and discuss the degree of certainty associated with each year's results. The utility shall incorporate the following in its discussion of supply forecasts:

- a) An analysis of all supply resources that already have been contracted for the planning period, their contract maximum and minimum quantities, and expiration date;
- b) The sources of gas supply anticipated for the forecast period, including those resources identified in subsections (a) and (f);
- c) The impact of natural gas transportation on the utility's combination of supply resources;
- d) Changes in system reliability as the composition of resource supplies changes for the forecast period;
- e) The utility's decision making process, standards, and criteria employed by the utility for the purpose of making resource supply decisions and a demonstration of the appropriateness of the process, standards and criteria;
- f) The utilization of nonconventional technologies relying on renewable resources, improvements in energy efficiency, and all practical and economical energy conservation; and
- g) The flexibility the utility has included in its plan to accommodate changing conditions in its operating environment.

Section 535.320 Consistency with Statutory Objectives

A demonstration shall be made that the proposed plan will satisfy natural gas energy service needs as the least-cost means subject to the provision of adequate, efficient, reliable, and environmentally safe energy service. In its evaluation of whether a utility's plan is least-cost, the Commission shall consider the first two-year period in addition to the entire ten-year period. The first two-year period of the plan shall be given emphasis due to its operational importance in the natural gas industry. For the purpose of this Part, "energy service" means the sale or delivery,

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including transportation, of natural gas and the reliance on those sources identified in Section 535.310(f). This demonstration must include discussion of the following:

- a) How the utility has determined the appropriate level of reliability to be used in its forecasts and plans, and how this determination has influenced its forecasts and plans;
- b) That the plan fully considers and utilizes all available, practical and economical conservation, nonconventional technologies relying on renewable resources, and improvements in energy efficiency as the initial sources of new supply. This demonstration shall include a discussion of any programs or plans to implement programs to promote the aforementioned goals; the costs and benefits of any programs included in the utility's plan shall be assessed on an annualized basis over the life of the program.
- c) The utility's plans to make significant physical changes to its storage and distribution system to meet the demand for system gas supply and end-user transportation. For each capital project included in these plans, an assessment of the present value of costs and benefits over the life of the project shall be made on an annualized basis;
- d) The projected cost on a present value basis of each source of supply discussed in Section 535.310(b) for the planning period; and
- e) That for the planning period, the costs calculated in subsections (c) and (d) constitute the least-cost means for providing energy services as described in Section 8-402(f) of the Act.

Section 535.330 Comparison to Previous Plan

The utility shall provide an identification of any significant differences between the strategy in the utility's last Commission-approved plan and the strategy in the utility's proposed plan and an explanation of the factors that caused these differences.

Section 535.340 Rate Design

The utility shall provide a demonstration that rate design is consistent with the long-term cost of service for each customer class or group (i.e., the rates are based upon the costs of service attributable to each customer class or group) and how that rate

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design provides appropriate incentives for each customer class or group to conserve energy when it is economical to do so.

Section 535.350 Examination of Long-Term Operating Environment

The utility shall provide a discussion of its operating environment. The purpose of this is to give an indication of the utility's preparation to deal with a changing environment rather than the accuracy of a particular forecast. Included in this analysis shall be the following:

- a) An identification of scenarios based on legal, economic, regulatory, and technological situations which have a significant probability of occurrence;
- b) An analysis of the potential impact of these scenarios on the utility and its service territory; and
- c) A discussion of means by which the utility might respond to these scenarios and an evaluation of the potential impacts of the responses.

Section 535.360 Proprietary and Confidential Information

- a) If any utility asserts that any data or information used in developing its energy plan is confidential or proprietary in nature, such data or information shall be so marked by the utility. The utility shall separately file that information which is so marked as confidential or proprietary in nature from the rest of its plan and evidence.
- b) The assertion that data or information is confidential or proprietary shall create a rebuttable presumption that such data or information is confidential or proprietary. Such presumption shall be subject to challenge in an appropriate proceeding and is not absolute without a showing that such information is and should remain confidential or proprietary. In determining whether information will be considered confidential or proprietary, the Commission will consider, but is not limited to, the likelihood that release of the information will harm a business's competitive position; the presence or absence of an agreement to keep confidential said data or information.

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- c) An entity seeking disclosure of material found to be confidential or proprietary may obtain disclosure after entry of an appropriate protective order by the Commission.

SUBPART E: COMMISSION REVIEW OF PLANS

Section 535.400 Statewide Plan

- a) Adoption. Following hearings on the statewide plan filed by the Department, the Commission shall adopt the plan as filed by the Department or as modified by the Commission in the proceeding required by Section 535.110(a) of this Part.

- b) Basis for Adoption. Adoption of a statewide plan shall be based on the following:

- 1) The plan identifies possible barriers to the delivery of energy services that are adequate, efficient, reliable, environmentally safe, and at the lowest cost to the customers of individual utilities and to the state (see definition of "least-cost" in Section 535.15).

- 2) The plan identifies policies for ensuring the delivery of energy services that are adequate, efficient, reliable, environmentally safe, and at the lowest possible cost to the customers of individual utilities and to the state.

- 3) That the plan takes account of the effects of uncertainty on demand, supply, and potential policies.

Section 535.410 Utility Plans

- a) Adoption. Following hearings on each utility plan filed, the Commission shall adopt a plan for each utility as filed by the utility or as modified by the Commission in the proceeding required by Section 535.110(b) of this Part.

- b) Basis for Adoption. Adoption of a plan for each utility shall be based on the following:

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- 1) There is a strong likelihood that the utility plan will result in adequate, efficient, reliable, and environmentally safe energy service at the least cost to consumers (See definition of "least-cost" in Section 535.15);
- 2) Consistency with the approved statewide plan for natural gas utilities;
- 3) That the plan accounts for the effects of uncertainty with respect to demand, supply, and potential state and federal regulatory policy; and
- 4) The plan is equitable to both consumers and stock holders (see Section 1-102(d) of the Act);
- 5) The plan allows the utility to adapt to unexpected circumstances without incurring significant cost (significant costs can only be determined within the context of the record developed in a hearing based on utility specific evidence);
- 6) The utility is capable of financing all investments contemplated in the plan without impairing its financial integrity and soundness, that is, if the plan does not impede the utility's ability to maintain its operations in such a way as to provide adequate, reliable, efficient, and environmentally safe service to its customers.

SUBPART F: EXEMPTIONS AND WAIVERS

Section 535.500 Small Utility Exemption

- a) Under Section 3-105 of the Act, a natural gas utility with less than 20,000 customers in Illinois may request an exemption from Section 8-402 of the Act for good cause shown. In order for the natural gas utility to be exempted from preparing or filing a plan, a petition for exemption must be filed at least 60 days prior to the date the utility plans are due. The petition for exemption shall set forth specific reasons and facts in support of the petition.
- b) Good cause for an exemption in an individual case may include, but is not limited to, any one of the following reasons:

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- 1) The cost of compliance is likely to exceed the benefits of compliance;
- 2) The utility seeking exemption has a substantial portion of its distribution system outside of Illinois and is already regulated by another State in which the utility has a greater percentage of revenues and customers than Illinois; or
- 3) The natural gas utility is a small business within the meaning of Section 1-75 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1991, ch. 127, par. 1001-75)[5 ILCS 100/1-74].
- c) A utility seeking a small utility exemption shall serve a copy of its petition on all parties to its last previous natural gas utility plan proceeding or, if none, on all parties to the proceeding in which this Part was adopted (Commission Docket No. 87-0261).
- d) Any exemption, if granted, remains effective unless and until repealed by the Commission.
- e) The Hearing Examiner shall issue a proposed order on the petition for exemption within 60 days after the filing of the petition by the utility.
- f) The Commission will continuously monitor whether a small utility remains a small utility. If the utility in question gains sufficient customers so that it no longer falls within the definition of a small utility, the Commission can act to reexamine the appropriateness of that utility's exemption. In addition, the Commission may investigate whether to repeal the exemption if it appears that conditions warrant it, i.e., the benefits of a small utility filing a plan would possibly exceed the cost of preparing the plan. In such a case, the Commission will cite that utility to show cause why it should not have its exemption repealed. The Commission would also reopen the question of a utility exemption on the basis of a petition filed by another party, such as a consumer, business, or governmental intervenor, or another utility.

Section 535.510 Waiver of Rules

- a) Any natural gas utility subject to this Part may petition the Commission for waiver of any requirement of the Part.

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- Petitions for waivers shall be filed with the Commission at least 90 days prior to the date the required information is to be filed. A petition for waiver shall be filed pursuant to 83 Ill. Adm. Code 200 and shall set forth the specific reasons in support of the request. The utility shall file all testimony in support of the petition with the petition for waiver.
- b) Good cause for a waiver of a particular requirement or requirements of this Part shall include any one of the following grounds:
 - 1) The cost of compliance is likely to exceed the benefits of compliance;
 - 2) The natural gas utility serves more than Illinois, has a unified system of operation, has more customers and revenues and distribution system in another state or states, and is subject to another state's energy planning act; or
 - 3) The utility, has, keeps, or can obtain other information which would substitute for the information being waived.
 - c) In all cases, the utility seeking the waiver must demonstrate that, if the waiver is granted, its plan will meet all statutory requirements of Sections 8-402 to 8-407 of the Act. If a waiver pursuant to subsection (b)(2) is granted, the utility shall file its out-of-state plan supplemented or modified to provide sufficient Illinois data to meet the requirements of Section 8-402 of the Act and the requirements of this Part.
 - d) A utility seeking a waiver shall serve a copy of its petition on all parties to its last previous natural gas utility plan proceeding or, if none, on all parties to the proceeding which established this Part (Commission Docket No. 87-0261).
 - e) The Hearing Examiner shall issue a proposed order on the petition for waiver within 60 days after the filing of the petition by the utility.
 - f) The Commission has the authority to investigate the continuing validity of a previously granted waiver if it appears that conditions warrant it, i.e., the grounds for the granting of the waiver may no longer be valid. In

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such a case, the Commission will cite that utility to show cause why it should not have its waiver rescinded. The Commission would also reopen the question of a utility's waiver on the basis of a petition filed by another party, such as a consumer, business, or governmental intervenor, or another utility.

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- 1) Heading of the Part: Operator Service Providers

- 2) Code Citation: 83 Ill. Adm. Code 770

- 3) Section Numbers: Proposed Action:

770.10	Amendment
770.20	Amendment
770.30	Amendment
770.40	New Section
770.50	New Section
770.60	New Section

- 4) Statutory Authority: Implementing and authorized by Section 13-901 of the Public Utilities Act [220 ILCS 5/13-901].

- 5) A Complete Description of the Subjects and Issues Involved: Section 13-901 of the Public Utilities Act was amended by P.A. 88-382, requiring the Commission to amend its rules on operator service providers to make them compatible with the rules of the Federal Communication Commission. The proposed amendments implement Section 13-901(b) of the Act by establishing operating requirements as required by that subsection. The proposed amendments will establish identification procedures, unblocking requirements, and restrictions on billing and charges.

- 6) Will these proposed amendments replace emergency amendments currently in effect? No.

- 7) Does this rulemaking contain an automatic repeal date? No.

- 8) Do these proposed amendments contain incorporations by reference? No.

- 9) Are there any other proposed amendments pending on this Part? No.

- 10) Statement of Statewide Policy Objectives: These proposed amendments neither create nor expand any state mandate on units of local government, school districts, or community college districts.

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- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

Any person who plans to submit comments should file a notice of intent thereof, within 21 days of the date of this issue of the Illinois Register with:

Chief Clerk
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62706

Comments should be filed with the Chief Clerk within 45 days of the date of this issue of the Illinois Register.

- 12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses, small municipalities and not for profit corporations affected: These proposed amendments will affect those operator service providers and those aggregators that are also small businesses as defined in the Illinois Administrative Procedure Act.

B) Reporting, bookkeeping or other procedures required for compliance: None.

C) Types of professional skills necessary for compliance: Managerial

The full text of the Proposed Amendments begins on the next page:

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TITLE 83: PUBLIC UTILITIES
CHAPTER I: ILLINOIS COMMERCE COMMISSION
SUBCHAPTER F: TELEPHONE UTILITIES

PART 770

OPERATOR SERVICE PROVIDERS

Section

770.10	Definitions
770.20	Standards of Service
770.30	Technical Feasibility Schedule for Unblocking of Access
770.40	Restrictions on Billing and Charges
770.50	Contract/Tariff Provisions between Operator Service Providers and Aggregators
770.60	Enforcement of Rules

AUTHORITY: Implementing and authorized by Section 13-901 of the Public Utilities Act [220 ILCS 5/13-901].

SOURCE: Adopted at 16 Ill. Reg 17615, effective November 15, 1992; amended at ___ Ill. Reg. ___, effective _____.

NOTE: Use of capitalization denotes statutory language.

Section 770.10 Definitions

"Access codes" means the 950, 1-800, or 10XXX methods of gaining access to a telecommunications carrier other than the carrier presubscribed to a particular telephone by an aggregator.

"Access code" means a sequence of numbers that, when dialed, connect the caller to the provider of operator services associated with that sequence. These access codes include, but are not limited to, 950, 1-800 and 10XXX.

"Act" means the Public Utilities Act, 220 ILCS 5.

"Aggregator" MEANS EVERY ANY PERSON OR ENTITY, WHICH THAT IS NOT A TELECOMMUNICATIONS CARRIER, WHO AN OPERATOR SERVICE PROVIDER AND THAT IN THE ORDINARY COURSE OF ITS BUSINESS, OPERATIONS MAKES TELEPHONES AVAILABLE TO THE PUBLIC OR TO TRANSIENT USERS OF ITS BUSINESS, PREMISES INCLUDING, BUT NOT LIMITED TO, A HOTEL, MOTEL, HOSPITAL,

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OR UNIVERSITY, WHICH PROVIDES OPERATOR-ASSISTED SERVICES THROUGH FOR TELEPHONE CALLS BETWEEN POINTS WITHIN THIS STATE THAT ARE SPECIFIED BY THE USER USING AN OPERATOR SERVICE PROVIDER (Section 13-901 of the Act).

"Call splashing" means the transfer of a telephone call from one provider of operator services to another such provider in such a manner that the subsequent provider is unable or unwilling to determine the location of origination of the call, and because of such inability or unwillingness is prevented from billing the call on the basis of such location.

"Commission" means the Illinois Commerce Commission.

"Customer" means the person making a telephone call using a telephone made available by an aggregator.

"Consumer" means a person initiating any intrastate telephone call using operator services.

"Contract" means any contract that involves the provision of operator services.

"Equal access" has the meaning given that term in Appendix B of the Modification of Final Judgement entered by the United States District Court on August 24, 1982 in United States v. Western Electric, Civil Action No. 82-0192 (D.D.C. 1982), as amended by the Court in its orders issued prior to the effective date of this section.

"Equal access code" means the 10XXX methods of gaining access to a telecommunications carrier other than the carrier subscribed to a particular telephone by an aggregator, an access code that allows the consumer to obtain an equal access connection to the carrier associated with that code.

"FCC" means the Federal Communications Commission.

"GDP Implicit Price Deflator" means the index that the Department of Commerce produces to measure the price level for a varied market basket of goods and services in the economy. The recorded measure of the GDP Implicit Price Deflator as reported by the WEFA Group is to be used for purposes of this Part.

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"Operator service provider" means every telecommunications carrier which provides operator-assisted operator services which assist callers in the placement or charging of a call, either through live intervention or automatic intervention or any other person or entity that the commission determines is providing operator services (Section 13-901 of the Act).

"Operator services" means any telecommunications service that includes, as a component, any automatic or live assistance to a consumer to arrange for billing or completion, or both, of a telephone call between points within this state that are specified by the user through a method other than:

automatic completion with billing to the telephone from which the call originated;

completion through an access code or a proprietary account number used by the consumer, with billing to an account previously established with the carrier by the consumer; or

completion in association with directory assistance services (Section 13-901 of the Act).

(Source: Amended at Ill. Reg. _____, effective _____)

Section 770.20 Standards of Service

a) Each OSP shall provide customers with the rates, terms, or conditions for operator-assisted calls upon request and without charge.

b) The OSP must inform the customer, before the inception of billing, of its identity. This notification may take either the form of verbal identification (including voice recording) by the OSP or of an informational message by visual display on or adjacent to the telephone equipment owned or controlled by the aggregator or by the OSP if the OSP owns or provides the telephone.

e) All contracts between an operator service provider and an aggregator must contain language which assures that any person making a telephone call on any telephone owned or controlled by the aggregator or operator service provider can access the following:

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- 1) ~~WHERE TECHNICALLY FEASIBLE, ANY OTHER OPERATOR SERVICE PROVIDER CERTIFIED BY THE COMMISSION AND OPERATING IN THE RELEVANT GEOGRAPHIC AREA BY ALLOWING 950, 1-800, 1-XXX, OR OTHER SIMILAR METHODS OF ACCESS UNLESS THE OPERATOR SERVICE PROVIDER OR AGGREGATOR HAS RECEIVED A WAIVER FROM THE FCC OF THE REQUIREMENT THAT BLOCKING NOT OCCUR;~~
- 2) ~~THE LOCAL EXCHANGE CARRIER OPERATOR CERTIFIED BY THE COMMISSION AND OPERATING IN THE RELEVANT GEOGRAPHIC AREA; AND~~
- 3) ~~THE EMERGENCY TELEPHONE NUMBER THAT SERVICES THE JURISDICTION WHERE THE TELEPHONE IS LOCATED (Section 13-901 of the Act).~~

a) Each provider of operator services shall:

- 1) identify itself, audibly and distinctly, to the consumer at the beginning of each telephone call and before the consumer incurs any charge for the call;
- 2) permit the consumer to terminate the telephone call at no charge before the call is connected; and
- 3) disclose immediately to the consumer, upon request and at no charge to the consumer,

A) a quotation of its rates or charges for the call;

B) the methods by which such rates or charges will be collected; and

C) the methods by which complaints concerning such rates, charges, or collection practices will be resolved.

b) Each aggregator, person, or entity owning or controlling the telephone instrument shall post the following on or near the telephone instrument, in plain view of consumers:

- 1) the name, address, and toll-free telephone number of the provider of operator services;

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- 2) a written disclosure that the rates for all operator-assisted calls are available on request, and that consumers have a right to obtain access to the carrier of their choice and may contact their preferred carrier for information on accessing that carrier's service using that telephone.

c) Each aggregator shall ensure by contract or tariff that each of its telephones presubscribed to a provider of operator services allows the consumer to use "800", "950", and equal access code numbers (for example, "10XXX 0+") to obtain access to the provider of operator services desired by the consumer.

d) Access to carriers via equal access codes shall be provided to consumers where equal access is available, according to the unblocking requirements in Section 770.30 of this Part.

e) All 9-1-1 telephone calls shall be directed to the network as dialed.

f) Upon receipt of any emergency telephone call, a provider of operator services shall immediately connect the call to the appropriate emergency service of the reported location of the emergency, if known, and, if not known, of the originating location of the call.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

Section 770.30 Technical Feasibility Requirements for Unblocking of Access

a) With the adoption of rules by the FCC (47 C.F.R. 64.704 concerning the unblocking of access, the Commission finds that the schedule set by the FCC for the unblocking of access to the interstate telecommunications network dictates the technical feasibility for the unblocking of all telephones subject to the intrastate jurisdiction of the Commission.

b) Each contract between an OSP and an aggregator shall provide that the aggregator for which such OSP is the presubscribed provider of operator services is in compliance with the requirements of subsection (c).

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e)a) Each aggregator or operator service provider shall, by the earliest applicable date set forth in this subsection, ensure that any of its equipment ~~presubscribed to an operator services provider~~ allows the customer consumer to use equal access codes to obtain access, where available from the central office, to the customer's consumer's desired provider of operator services. The timetable requirements for the unblocking of access for intrastate telephone calls ~~is~~ are as follows:

- 1) All equipment shall allow the customer consumer to use access codes other than equal access codes to gain access to the customer's consumer's desired provider of operator services ~~within 90 days of the effective date of this Part;~~
- 2) Each pay telephone shall, ~~within six months of the effective date of this Part,~~ allow the customer consumer to use equal access codes to gain access to the customer's consumer's desired provider of operator services;

3) All existing equipment that is technologically capable of identifying the dialing of an equal access code followed by any sequence of numbers that will result in billing to the originating telephone and that is technologically capable of blocking access through such dialing sequences without blocking access through other dialing sequences involving equal access codes shall, ~~within six months of the effective date of this Part or upon installation, whichever is sooner,~~ allow the customer consumer to use equal access codes to obtain access to the customer's consumer's desired provider of operator services;

4) All new equipment or software that is installed by an aggregator ~~30 or more days after the effective date of this Part~~ shall, immediately upon installation by the aggregator, allow the customer consumer to use equal access codes to obtain access to the customer's consumer's desired provider of operator services;

5) All existing equipment that can be modified at a cost of no more than \$15.00 per line to be technologically capable of identifying the dialing of an

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equal access code followed by any sequence of numbers that will result in billing to the originating telephone and to be technologically capable of blocking access through such dialing sequences without blocking access through other dialing sequences involving equal access codes, shall, ~~within eighteen months of the effective date of this Part,~~ allow the customer consumer to use equal access codes to obtain access to the customer's consumer's desired provider of operator services;

- 6) All equipment not included in subsections ~~(a)~~ (a) (2) - (5) of this Section shall, no later than April 17, 1997, allow the customer consumer to use equal access codes to obtain access to the customer's consumer's desired provider of operator services.

~~(b)~~ The requirements of subsection ~~(b)~~ (a) do not apply to the use by customer's consumers of equal access codes dialing sequences that result in billing to the originating telephone.

~~(c)~~ The Commission shall grant a petition for a waiver from unblocking requirements of this Section when the FCC has granted the petitioner a waiver of the requirements of 47 C.F.R. 64.704.

~~(d)~~ All providers of operator services, except those employing a store-and-forward device that serves only consumers at the location of the device, shall provide an "800" or "950" access code number. If a local exchange carrier that provides operator services is not accessible from all aggregator phones in its service area, then the local exchange carrier shall provide an "800" or "950" access code number.

(Source: Amended at Ill. Reg. _____, effective _____)

Section 770.40 Restrictions on Billing and Charges

a) Restrictions on billing

- 1) Consumers shall be billed within one year of the date the service was provided.

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2) The operator service provider (or its billing agent) shall be identified on the consumer's bill. Where technically feasible, the operator service provider shall be listed in lieu of, or in addition to, the billing agent.

3) Incorrect billing

A) Refunds for Completed calls. In the event that a consumer is billed incorrectly for a completed call by the operator service provider due to an error either in charging more than the published rate, in measuring the quantity or volume of the service provided, or in charging for the incorrect class of service, the operator service provider shall refund the overcharge upon discovery or upon request.

B) Refunds for uncompleted calls. No operator service provider shall knowingly charge for uncompleted calls. All operator service providers shall make refunds for any paid uncompleted calls upon request.

B) Rate of interest. If the consumer has paid the bill in subsection (a)(3)(A) or (a)(3)(B) above, and the billing is later found to be incorrect, then the refund will be made with interest from the date of overpayment by the consumer. The rate of interest shall be the rate as established by the Commission to be paid on deposits in 83 Ill. Adm. Code 735.120 (h)(1). The refund shall be accomplished by a credit on a subsequent bill for telephone service, or by check if so requested by the consumer.

b) Restriction on charges. A provider of operator services shall:

1) not bill for unanswered telephone calls in areas where equal access is available;

2) not knowingly bill for unanswered telephone calls where equal access is not available;

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3) not bill for a call in a manner that does not reflect the location of the origination of the call, except as provided in subsection (b)(4) of this Section;

4) not engage in call splashing, as defined in Section 770.10, unless the consumer requests to be transferred to another provider of operator services. the consumer is informed prior to incurring any charges that the rates for the call may not reflect the rates from the actual originating location of the call, and the consumer then consents to be transferred.

c) Each provider of intrastate operator services shall comply with the following requirements:

1) The maximum rates and charges to be charged by an operator service provider for usage charges shall not exceed the following rates:

Rate Mileage	Initial 1 Minute	Each Additional Minute
1-10	.2125	.1875
11-22	.2250	.2125
23-55	.2375	.2250
56-124	.2625	.2500
125-292	.2875	.2750
293+	.3000	.2875

2) The maximum rates and charges for operator services shall not exceed the following rates:

A) Operator Station (consumer dialed 0+) collect, billed to third number, coin call, or billed to a calling card: \$2.50;

B) Operator Station (operator dialed 0-) collect, billed to third number, coin call, or billed to a calling card: \$3.75;

C) Person-to-Person (consumer dialed 0+ and operator dialed 0-) billed to a calling card: \$4.50;

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- D) Person-to-person (consumer dialed 0+) collect, billed to third number, or coin call: \$4.50; and
- E) Person-to-person (operator dialed 0-) collect, billed to third number, or coin call: \$5.75.

d) All charges shall be included in the amounts authorized by subsection (c) above.

e) The amounts authorized in subsection (c) shall be escalated annually by the percentage change in the GDP Implicit Price Deflator with the first adjustment to be effective January 1, 1995. In December of each year the Commission shall announce the rate of inflation and the new maximum price levels for the next year.

(Source: Added at ___ Ill. Reg. ___, effective _____)

Section 770.50 Contract/Tariff Provisions between Operator Service Providers and Aggregators

a) Each provider of operator services shall ensure, by contract or tariff:

1) that each aggregator for which such provider is the presubscribed provider of operator services must be in compliance with the requirements of Sections 770.20 and 770.30 of this Part;

2) that payment (on a location-by-location basis) of any compensation, including commissions, will be withheld to aggregators if such provider reasonably believes that the aggregator is blocking access to intrastate common carriers in violation of Section 770.20(c) and (d).

b) For purposes of this Part, telephones in the following locations will not be considered aggregator locations:

1) Those areas of mental health facilities as defined in Section 1-114 of the Mental Health and Developmental Disabilities Code [405 ILCS 5/1-114] or developmental disability facilities as defined in Section 1-107 of the Mental Health and Developmental Disabilities Code [405 ILCS 5/1-107] that are not accessible to the public; and

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- 2) Those areas of correctional institutions or facilities as defined in Section 3-1-2 of the Unified Code of Corrections [730 ILCS 5-3-1-2], county jails and detention centers, or any detention facility operated by a unit of local government that are not accessible to the public.

(Source: Added at ___ Ill. Reg. ___, effective _____)

Section 770.60 Enforcement of Rules

A violation of this Part adopted by the Commission is a business offense subject to a fine of not less than \$1,000 nor more than \$5,000. In addition, the Commission may, after notice and hearing, order any telecommunications carrier to terminate service to any aggregator found to have violated this Part.

(Source: Added at ___ Ill. Reg. ___, effective _____)

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1) Heading of the Part: Payment of Taxes by Electronic Funds Transfer

2) Code Citation: 86 Ill. Adm. Code 750

3) Section Numbers: Proposed Action:

750.300 Amendment
750.400 Amendment
750.900 Amendment

4) Statutory Authority: 35 ILCS 120/3

5) A. Complete Description of the Subjects and Issues Involved: This rulemaking amends the Department's rules concerning the payment of taxes by electronic funds transfer. Section 750.300(b)(4) is amended to provide that beginning on October 1, 1994, ST-1 return (Retailers' Occupation Tax and Use Tax) payments will be added to the type of payments that must be made by electronic funds transfer by those taxpayers over the statutory threshold for electronic funds transfer payments. This rulemaking amends Section 750.400 to explain that all taxpayers required to make payments by electronic funds transfer must complete an authorization agreement for electronic funds transfer. Section 750.900(c)(3) has been deleted as unnecessary. The provision was drafted to provide a basis for reasonable cause for penalty abatement in the event that a written receipt for an EFT transaction was not issued. However, under the current EFT system, receipts are not issued. Instead, pursuant to Section 750.600 taxpayers receive trace numbers or confirmation numbers. As a result, there is no need for a rule regarding failure to obtain written receipts.

6) Will this proposed rule replace an emergency rule currently in effect:
No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Does this proposed amendment contain incorporations by reference?
No.

9) Are there any other proposed amendments pending on this Part: No.

10) Statement of Statewide Policy Objectives: This rulemaking does not create a state mandate, nor does it modify any existing state mandate.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to submit comments on this proposed rule may submit them in writing by no later than 45 days after publication of this notice to:

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Keith W. Staats
Senior Counsel - Income Tax
Illinois Department of Revenue
Office of General Counsel
101 West Jefferson
Springfield, Illinois 62794
Phone: (217) 782-7054

12) Initial Regulatory Flexibility Analysis:

A) Types of small businesses affected: Any small business required to make state and local occupation and use tax payments by electronic funds transfer.

B) Reporting, bookkeeping or other procedures required for compliance: No new procedures are required. The taxpayers subject to this change in rules are already subject to the requirement of making payments by electronic funds transfer. This rulemaking merely also authorizes payments accompanying ST-1 returns to be made by electronic funds transfer.

C) Types of professional skills necessary for compliance: No new professional skills are necessary for compliance.

The full text of the Proposed Amendment(s) begins on the next page:

DEPARTMENT OF REVENUE

NOTICE OF PROPOSED AMENDMENTS

TITLE 86: REVENUE
CHAPTER I: DEPARTMENT OF REVENUEPART 750
PAYMENT OF TAXES BY ELECTRONIC FUNDS TRANSFER

Section
750.100
750.200
750.300
750.400
750.500
750.600
750.700
750.800
750.900

Scope of the Program and Rules
Definitions
Payments Required to be Paid by Electronic Funds Transfer
Eligibility Determination and Taxpayer Notification
Voluntary Program Participation
Methods of Electronic Funds Transfer Payment
Payment Transmission Errors
Department Notification Requirement
Due Date; General Provisions

AUTHORITY: Implementing and authorized by "AN ACT in relation to payment of taxes by electronic funds transfer, amending named acts" (P.A. 87-1132 as amended by P.A. 87-1246)

SOURCE: Adopted at 17 Ill. Reg. 18132, effective October 4, 1993; amended at 18 Ill. Reg. _____, effective _____.

Section 750.300 Payments Required to be Paid by Electronic Funds Transfer

a) Income tax payments

- 1) Beginning on October 1, 1993, certain withholding tax payments and estimated income tax payments will be required to be paid by electronic funds transfer. The threshold amounts are set by law, change over time, and are detailed below.
- 2) *Beginning on October 1, 1993, a taxpayer who has an average monthly tax liability of \$150,000 or more under Article 7 of this Act shall make all payments required by rules of the Department by electronic funds transfer. Beginning October 1, 1993, a taxpayer who has an average quarterly estimated tax payment obligation of \$450,000 or more under Article 8 of this Act shall make all payments required by rules of the Department by electronic funds transfer. (Section 6.01 of the Illinois Income Tax Act (Ill.-Rev.-Stat.-1991--ch--130--par--6-601) [35 ILCS 5/601] ("the IITA"))*

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- A) Beginning on October 1, 1994, the threshold for taxpayers with withholding liability under Article 7 of the IITA drops to an average monthly liability of \$100,000, and, beginning on October 1, 1995, the threshold drops to an average monthly liability of \$50,000.
- B) Beginning on October 1, 1994, the threshold for taxpayers with liability for estimated tax payments under Article 8 of the IITA drops to an average quarterly estimated tax payment obligation of \$300,000, and, beginning on October 1, 1995, the threshold drops to an average quarterly estimated tax payment obligation of \$150,000.
- 3) The Department will only require payments by electronic funds transfer in those circumstances in which it is cost-effective for the Department to receive payments by electronic funds transfer and where receipt of payments by electronic funds transfer is consistent with the Department's tax processing capabilities.
- 4) Taxpayers over the statutory thresholds will only be required to make certain types of income tax payments by electronic funds transfer.
 - A) Taxpayers with income tax withholding liabilities over the statutory thresholds shall make IL-501 payments by electronic funds transfer. All other withholding payments by those taxpayers shall be made by conventional means.
 - B) Corporate taxpayers with estimated income and replacement tax liabilities over the statutory thresholds shall make IL-1120 ES payments and IL-505B payments by electronic funds transfer.
 - C) Individual taxpayers with estimated income tax liabilities over the statutory thresholds shall make IL-1040ES and IL-5051 payments by electronic funds transfer.
 - D) Any other taxpayers not listed above that incur estimated income tax liabilities over the statutory thresholds will, upon contact by the Department, be required to make subsequent estimated payments by electronic funds transfer as directed by the Department.

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b) State and local occupation and use tax payments

1) Beginning on October 1, 1993, the Department will require certain accelerated state and local occupation and use tax payments to be made by electronic funds transfer. ~~The Department will only require that accelerated payments for taxpayers over the thresholds stated below. Subsection (b)(4) below sets forth the types of payments that must be made by electronic funds transfer.~~

2) *Beginning October 1, 1993, a taxpayer who has an average monthly tax liability of \$150,000 or more shall make all payments required by rules of the Department by electronic funds transfer.* (Section 3 of the Retailers' Occupation Tax Act (~~Ill. Rev. Stat. 1991, ch. 120, par. 442~~) [5 ILCS 120/3], ("the ROT"))

A) Beginning October 1, 1994, the threshold for taxpayers required to make payments by electronic funds transfer drops to those taxpayers with average monthly tax liability of \$100,000.

B) Beginning October 1, 1995, the threshold for taxpayer's required to make payments by electronic funds transfer drops to those taxpayers with average monthly tax liability of \$50,000.

3) The Department will only require payments by electronic funds transfer in those circumstances in which it is cost-effective for the Department to receive payments by electronic funds transfer and where receipt of payments by electronic funds transfer is consistent with the Department's tax processing capabilities.

4) Taxpayers over the statutory thresholds will only be required to make RR-3 sales tax accelerated quarter-monthly payments, and ST-1 return payments, by electronic funds transfer. Any other payments which accompany a tax return (for example, ~~ST-1--return--payments~~, ST-1-X return payments, 556 return payments, PST-3 return payments, etc.), may not be paid by electronic funds transfer.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 750.400 Eligibility Determination and Taxpayer Notification

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Beginning in 1993, before August 1, the Department shall notify all taxpayers required to make payments by electronic funds transfer. For all years after 1993, the Department will notify, before August 1, only those taxpayers who become required to make payments by electronic funds transfer. All taxpayers required to make payments by electronic funds transfer and all taxpayers accepted for voluntary participation in the program, must complete an authorization agreement for electronic funds transfer (Department Form EFT-1). Taxpayers that use service groups or other agents to make tax payments remain responsible for completing the authorization agreement. Service groups or agents may not complete the authorization agreement on behalf of taxpayers. All taxpayers required or permitted to make payments by electronic funds transfer shall make such payments for a minimum of one year beginning on October 1.

(Source: Amended at 18 Ill. Reg. _____, effective _____)

Section 750.900 Due Date; General Provisions

a) Taxpayers who are required to remit tax payments through electronic funds transfer and voluntary program participants must initiate the transfer so that the amount due is deposited as collected funds to the Department's account on or before the due date under the appropriate tax Act. Taxpayers should be aware that the provisions of Section 1.25 of the Statute on Statutes (~~Ill. Rev. Stat. 1991, ch. 1, par. 1026~~) [5 ILCS 70/1.25] do not apply to payments made by electronic funds transfer as the payments are not transmitted by mail.

b) The electronic funds transfer method of payment does not change any current filing requirements for tax returns.

c) In addition to the provisions for reasonable cause for late payment under the applicable tax laws, for electronic funds transfer purposes, reasonable cause for late payment by electronic funds transfer includes the following:

1) The inability to gain access to the EFT system on the required date because of a system failure beyond the reasonable control of the taxpayer. For example:

A) In the case of ACH debit transactions, the taxpayer is unable to make telephone contact with the system to provide an instruction to transfer funds from the taxpayer's account, or

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- B) In the case of ACH credit transactions, the taxpayer's bank is unable to gain access to the ACH network to arrange for a deposit of funds with the Department;
- 2) The failure of the electronic funds transfer system to properly apply a payment ~~or~~;
- 3) ~~The failure of the electronic funds transfer system to issue proper verification of receipt of payment information.~~

(Source: Amended at 18 Ill. Reg. _____ effective _____)

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF ADOPTED AMENDMENT(S)

1) Heading of the Part: Illinois Small Business Development Program

2) Code Citation: 14 Ill. Adm. Code 570

3) <u>Section Numbers:</u>	<u>Adopted Action:</u>
570.10	Amendment
570.20	Amendment
570.25	Amendment
570.30	Amendment
570.40	Amendment
570.50	Amendment
570.60	Amendment
570.70	Amendment

4) Statutory Authority: Implemented and authorized by the Small Business Development Act (Ill. Rev. Stat. 1991, ch. 127, pars. 2709-1, 2709-2, 2709-3, 2709-4, 2709-4.2, and 2709-6 et seq.) [30 ILCS 750/9-1-10]; and as amended by Public Act 88-422.

5) Effective Date of Amendments: APR 1 1994

6) Does this rulemaking contain an automatic repeal date? No.

7) Do these amendments contain incorporations by reference? No.

8) Date Filed in Agency's Principal Office: March 17, 1994.

9) Notice of Proposal Published in Illinois Register: December 3, 1993 (17 Ill. Reg. 21123).

10) Has JCAR issued a Statement of Objections to these amendments? No.

11) Differences between proposal and final version: The following changes were made in response to comments received during the first public comment period:

All source notes were changed from "17 Ill. Reg." to "18 Ill. Reg." in response to the comments received from the Administrative Code Division.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? No agreement letter was received from JCAR.

13) Will these amendments replace an emergency amendment currently in effect? Yes.

14) Are there any amendments pending on this Part? No.

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NOTICE OF ADOPTED AMENDMENT(S)

- 15) Summary and Purpose of Amendments: This rulemaking establishes the Participation Loan Program, the Loan Loss Reserve Program, the Development Corporation Participation Loan Program and provides for Technical Assistance Grants and Development Corporation Grants under the Small Business Development Act.

These rules will provide small businesses with additional opportunities for financial assistance and better utilization of available revolving loan funds and will open additional delivery systems through financial intermediaries for small businesses seeking financial assistance.

- 16) Information and questions regarding these adopted amendments shall be directed to:

Mr. Norman Sims, Deputy Director
Bureau of Community Development
Department of Commerce and Community Affairs
620 East Adams Street, 5th Floor
Springfield, Illinois 62701
Telephone Number: (217) 785-6174
T.D.D. Number: (217) 785-6055

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF ADOPTED AMENDMENT(S)

TITLE 14: COMMERCE

SUBTITLE C: ECONOMIC DEVELOPMENT

CHAPTER I: DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

PART 570

ILLINOIS SMALL BUSINESS DEVELOPMENT PROGRAM

Section	Purpose
570.10	Loan Terms (Renumbered)
570.15	Application Cycle
570.20	Application Documentation
570.25	Application Evaluation
570.30	Selection for Funding
570.40	Funding Limitations
570.50	Allowable Leverage
570.60	Administrative Requirements
570.70	

AUTHORITY: Implementing and authorized by the Small Business Development Act (Ill. Rev. Stat. 1991, ch. 127, pars. 2709-1 et seq.) [30 ILCS 750/Art. 9] (see Public Act 88-422).

SOURCE: Emergency rules adopted at 9 Ill. Reg. 14368, effective September 6, 1985, for a maximum of 150 days; adopted at 10 Ill. Reg. 3266, effective January 28, 1986; amended at 10 Ill. Reg. 19724, effective November 6, 1986; amended at 13 Ill. Reg. 58, effective December 27, 1988; amended at 15 Ill. Reg. 9902, effective June 24, 1991; emergency amendment at 17 Ill. Reg. 21087, effective November 23, 1993, for a maximum of 150 days; amended at 18 Ill. Reg. _____, effective APR 1 1994.

Section 570.10 Purpose

- a) Direct Funding
a1) Through the Illinois Small Business Development Program (Program), the Department of Commerce and Community Affairs (Department) will provide term loans on a generally fixed-rate, low-interest basis ~~five-year or below-the-prime-rate-then-current in-the-major-money-center-term-loans~~ (see Section 570.70(a)(1)) ~~or-grants~~ to small businesses in Illinois in cooperation with participating lenders or other investors. The ultimate purpose of the Program is to provide economic development assistance to Illinois businesses who will provide employment opportunities for Illinois citizens, either through job creation/retention or those which modernize or improve the competitiveness of the firm.
- b)2) Any small business operating or to be located in Illinois may make an application for financial assistance under this program. A small business includes, but is not limited to, any for-profit business organized as a sole proprietorship, partnership, corporation, joint venture, association, or cooperative. For the

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purposes of this program, a small business is one which has, including its affiliates, less than 500 full-time employees, or is determined by the Department not to be dominant in its field.

e)3) Minority, and Women and Disability Business Loans - Minority and women-owned (female) businesses shall be granted waivers with respect to funding limitations in accordance with Section 570.50(b) by the Director in order to encourage economic development and job creation/retention in minority and women-owned businesses. For purposes of this Part, minority women minority-owned businesses and a women owned business shall have the same definition definitions as a female owned business as these established under Section 2 of the Minority and Female Business Enterprise Act (Ill. Rev. Stat. 19991991, ch. 127, par. 132.602) [30 ILCS 575/2] for minority female minority-owned business and female-owned business respectively and a minority owned business shall have the same definition as that contained in such Act. d) Included for purposes of this Part, Disadvantaged Business Enterprise (DBE) and Women's Business Enterprise (WBE) Contractor Finance - Illinois Department of Transportation (IDOT) certified DBEs/WBEs may apply for contractor finance (working capital) financing to fulfill the terms of a contract or subcontract let or administered by IDOT loan participations (undivided interests the Department obtains in loans made by other lenders) in order to encourage economic development and job creation/retention in DBEs and WBEs. For purposes of this Part, IDOT-certified DBEs and WBEs shall have the same definitions as those established under Section 5 of the Illinois Purchasing Act (Ill. Rev. Stat. 19991991, ch. 127, par. 132.5) [30 ILCS 505/5] and Sections 3-101, 3-103, and 4-201.1 of the Illinois Highway Code (Ill. Rev. Stat. 19991991, ch. 121, pars. 3-101, 3-103 and 4-201.1) [605 ILCS 5/3-101, 3-103 and 4-201.1] and shall be certified under IDOT rules (92-III-Adm-Code-10).

e) Disability Business Loans - Businesses owned by persons with disabilities shall be granted the same waivers as those granted in subsection (c) for minority and women-owned businesses. For purposes of this Part, disability shall have the same definition as that used in Section 3 of the "Americans with Disabilities Act of 1990" (42 U.S.C. 12102) and businesses owned by persons with disabilities shall mean businesses that are at least 51% owned by one or more persons with disabilities and whose management and daily business operations are controlled by one of the disabled owners).

- 4) Technical Assistance Grants - Provides the Department with the ability to make a grant to a not-for-profit organization, which also provides a portion of the financing with respect to the technical assistance project. The purpose of the grant is to cause the technical assistance project to be undertaken which has the potential to improve the capital marketplace structure or to reduce information barriers that are impediments to the flow of

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- 5) Development Corporation Grant Program - The purpose of the Development Corporation Grant Program is to provide grants to or through financial intermediaries whose purpose includes financing, promoting or encouraging economic development in their geographic areas.
- b) Indirect Funding
- 1) Participation Loan Program - Provides the Department with the ability to purchase an interest in a standard financial intermediary loan. This purchase provides a collateral cushion similar to companion loans. The purpose of these agreements is to help reduce the time needed to analyze applications due to the reliance upon the financial intermediaries' due diligence by tapping into the existing infrastructure of private sector financing expertise. The ultimate purpose of the Program is to provide economic development assistance to Illinois business that will provide employment opportunities for Illinois citizens. For purposes of this Part, financial intermediary shall have the same definition as those established under Section 9-2 of the Small Business Development Act (Act) [30 ILCS 750/9-2].
- 2) Loan Loss Reserve Program - The financial intermediaries which participate in the program make all of the credit decisions about whether to fund or reject a loan to a potential borrower. The financial intermediary also decides whether to make conventional loans to the borrower or whether to require the borrower to participate in the Loan Loss Reserve Program as a condition of the loan. The purpose of the program is to help borrowers which are borrowing up to \$100,000 get access to capital, especially in urban areas; however, even though the program provides access to capital, it will not necessarily be low-cost capital.
- 3) Development Corporation Participation Loan Program - The purpose of the Development Corporation Participation Loan Program is to provide loans, which may be done through the purchase of participations, to or through financial intermediaries whose purposes include financing, promoting or encouraging economic development in their geographic areas.
- 4) Minority, Women, and Disability Participation Loans - Businesses meeting the definitions of Section 570.10(a)(3) may be funded in accordance with Section 9-4.2 of the Act through Participation Loans and Development Corporation Participation Loans as described in Sections 570.10(b)(1) and (3).

(Source: Amended at 18 Ill. Reg. _____, effective APR 11 1994)

Section 570.20 Application Cycle

- a) Direct Funding

- 1) Applications under the Program other than the Technical

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Assistance Program and the Development Corporation Program will be accepted throughout the year until program funds are exhausted. The Department or its designee (e.g., Small Business Development Center (SBDC) staff, Illinois Department of Transportation) will supply interested businesses with an application package upon request.

2) Public notice of the availability of Technical Assistance Grant Program Applications and the application due date will be published in the State recognized newspaper. Grant funds will be made available on an annual basis, if sufficient monies are allocated for the program. Application will be due on the deadline determined by the Department.

3) Public notice of the availability of Development Corporation Grant Applications and the application due date will be published in the State recognized newspaper. Grant funds will be made available on an annual basis, if sufficient monies are allocated for the program. Applications will be due on the deadline determined by the Department.

b) Indirect Funding

1) Applications under the Participation Loan Program and the Loan Loss Reserve Program will be accepted throughout the year until program funds are exhausted. The Department or a financial intermediary will supply interested businesses with an application package upon request.

2) Application for Development Corporation Participation loans to or through financial intermediaries will be accepted throughout the year until program funds are exhausted. The Department will supply interested financial intermediaries with an application package upon request.

(Source: Amended at 18 Ill. Reg. _____, effective APR 11 1994)

Section 570.25 Application Documentation

a) Direct Funding

1) The application for a loan must shall include documentation of the following:

a7A) History of the Company (if applicable) - a brief history of the business and past employment growth.

b7B) Market Information - information on the company's products or services and identification of existing and potential major customers and competitors. ~~BBB's/WBB's--requesting contractor--financing--shall have fulfilled the requirements of this subsection upon the submission of--a copy--of--the contract under which the work will be performed.~~

c7C) Historic Financial Statements (if applicable) - historic financial statements for the past three years, if the business is not a new plant start-up or new business

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opportunity and interim statements dated no more than ninety days prior to application including:

i) Profit and Loss (Income) Statements;

ii) Balance Sheets; and

iii) Disclosure of Contingent Liabilities (if applicable).

d7D) ~~Three~~ Two Year Projections - ~~three~~ two year projections of the Profit and Loss Statement ~~and Balance Sheet~~ and a one year Monthly Cash Flow Projection. Except that proposed projects of less than ~~three~~ two years in duration shall only be required to submit projections appropriate for the projects (e.g., projects of less than one year shall only need to submit cash flow projections).

e7E) Site Map (if applicable) - an outline of the general location of the project on a site map, including the location of any floodplain areas. ~~BBB's/WBB's--requesting contractor--financing--shall have fulfilled the requirements of this subsection upon the submission of a copy of the contract under which the work will be performed.~~

f7F) Land and Building Information (as if applicable) - for land and/or building acquisition, appraisal by a credentialed appraiser (e.g., Member American Institute (MAI) of the American Institute of Real Estate Appraisers, Senior Realty Appraiser (SRA)) acceptable to the Department and a copy of the purchase option or agreement; for building construction or renovation, a contractor or architect's cost estimates; for space rental, a draft rental/lease agreement; ~~if~~ if real property and fixtures will be offered as collateral for funding, an appraisal by a credentialed appraiser acceptable to the Department.

g7G) Description of Machinery and Equipment (if applicable) - major equipment or classes of equipment to be acquired with the Department's program funds identified; for acquisition of new machinery and equipment, attachments of reliable vendor cost estimates; for moving and installation costs, attachments of written estimates; for used machinery and equipment acquisition, an appraisal demonstrating that the fair market value is in line with the purchase price and a specific description of the equipment including serial numbers, if available.

h7H) Description of Working Capital (if applicable) - a detailed explanation of the need for the use of the funds.

i7I) Company Management - a listing of those individuals who are responsible for the management of the company, their positions and responsibilities, and resumes of key senior individuals (e.g., Owner, Partner, President, Vice President, Treasurer) at the company location.

j7J) Ownership - the company will provide a detailed statement of ownership which shall include a percentage of ownership.

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Such statements shall clearly identify any ownership interest which amounts to 20% or more, or any lower amount as determined by the Department, any ownership entity (e.g., individual, partnership, corporation) which is considered to be controlling the business, and/or any entity which is guaranteeing any financial or contractual activities of the company. For all such entities which meet any conditions of this subsection, a financial statement shall be provided. The financial statements shall include full name, home/corporate address and social security number/federal employer identification number (FEIN).

k)K) Letters of Commitment - commitment letters documenting all sources of leveraging: loans from financial institutions must have language indicating the loan amount, the specified term and interest, collateral, conditions attendant to the loan, and the fact that the loan is approved; any commitment to purchase a revenue bond must have an executed indenture resolution and the rates, terms, and conditions of approval by the buyer.

2) The application for the Technical Assistance Grant shall include documentation of the following:

- A) Proposed Work Plans - Provide a detailed description of how the project will be administered to meet the project goals;
 - B) Timelines - Provide a detailed list of dates, to include a starting and completion date, in order to show the orderly progression of the project;
 - C) Objective and results of the project - Describe the economic development purpose being served or to be served by the Technical Assistance Grant. Also, describe the anticipated economic development benefits, in quantifiable terms, resulting from the Technical Assistance Grant;
 - D) Persons responsible for administering the effort - Provide a resume for each individual who will be involved in the project. Resumes should contain present and past work experience along with educational information;
 - E) Cost of completing the proposed effort - Provide a detailed list of all costs which will be incurred in order to complete the project; and
 - F) Other documentation that may be necessary.
- 3) Grant application documentation for Development Corporation shall contain the following:
- A) History of Applicant - Provide a brief history of the Development Corporation, legal status (e.g., stock corporation, not-for-profit, general unit of government, etc.), board structure, etc., as a separate attachment. Provide proof of authority to operate, including, as appropriate, articles of incorporation, bylaws, and a resolution of the Board to participate.
 - B) Mission and Goals - Fully describe the economic development

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Purpose being served or to be served by the Development Corporation and the major objectives of the Development Corporation and how it will meet these objectives.

C) Local Market Needs - Identify the geographic area to be served by the Development Corporation and the typical borrowers to be served (third party beneficiaries of the Development Corporation's lending), and the primary business financing needs that shall be addressed. Include a profile of the Development Corporation's target area. Outside the boundaries of Cook County, the Development Corporation must service a substantial geographic area containing a significant population base (e.g., county, multi-county, statewide, etc.).

D) Financial Products and Services - Describe the financial products and financial services to be offered. This should include the type of lending and equity to be offered, term of lending to be provided, minimum and maximum amounts, if any, on loans outstanding to individual firms, etc. If the Development Corporation is recently formed, include the timetable for implementation.

E) Results Expected - Describe anticipated economic development benefits resulting from the Department's financial assistance.

F) Staffing and Management - Provide a description of how and by whom the Development Corporation will be managed and staffed, including specific information on Board membership. Operating Procedures - Describe how the Development Corporation will be operated, proposed location of offices and/or facilities, marketing of corporate services, etc. Describe the corporate decision making process for making business loans and other types of investments, due diligence process and credit analysis procedures to be used, and application procedures to assure prudent operation of the lending and investment activity.

H) Coordination and Community Involvement - Provide a description of the primary working relationships with public and private entities, such as local, state and federal financial institutions, venture capital partnerships, public or non-profit development agencies, etc. Describe community involvement in the Development Corporation referral process (if applicable).

I) Capitalization - Provide a summary of financial projections, anticipated/actual sources of operating income, the amount of Development Corporation capitalization and expected funding needs of the Development Corporation. Specifically, include the nature and amount of bank and other corporate investments, and major stockholders or shareholders and percent of ownership. For new Development Corporation, include a detailed timetable for securing all initial

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corporate financing.

- J) Budget Request - Identify the amount of funds requested from the Department. The request should also detail the type of funding needed (loan, grant or investment), how it will be secured and repaid, and how it will be used (organizational costs, direct lending to third party beneficiary projects) and the anticipated schedule (timing) for using Department funds.

- K) Letters of Commitment - Applications must include documentation of all sources of Development Corporation matching funds in the form of specific commitment letters. Commitment letters must have language indicating the terms and conditions attendant to the contribution, including the amount, when the contribution will be made, and any conditions which must be met before the contribution is made.

b) Indirect Funding

- 1) Participation Loan Program and Development Corporation Participation Loan Program - Documentation from the financial intermediaries shall contain the information which is required by the financial intermediary as part of its loan application and such additional information as the Department may deem necessary. Before participations are made to the financial intermediary, the following documentation shall be required by the Department, except that a financial intermediary regularly examined by a financial institution regulator (e.g., Commissioner of Banks and Trusts, Office of the Comptroller of the Currency, etc.) may substitute documentation of good standing.

- A) History - A brief history of the financial intermediary, legal status (e.g., stock corporation, not-for-profit, general unit of government, etc.), board structure, etc., as a separate attachment. Provide proof of authority to operate, including, as appropriate, articles of incorporation, bylaws, and a resolution of the Board to participate.

- B) Local Market Needs - Identify the geographic area served by the financial intermediary and the typical borrowers served and the major objectives of the financial intermediary.

- C) Historic Financial Statements - Provide historic financial statements for the past three years, if the financial intermediary is not a new start-up, including:

- i) Profit and Loss (Income) Statements;
- ii) Balance Sheets; and
- iii) Disclosure of Contingent Liabilities.

- D) Staffing and Management - Provide a description of how and by whom the financial intermediary is managed and staffed, including specific information on Board membership.

- E) Other Documentation - Other documentation determined by the Department to be necessary.

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(Source: Amended at 18 Ill. Reg. _____, effective _____, APR 11 1994)

Section 570.30 Application Evaluation

a) Direct Funding

- 1) Criteria for evaluating loan applications.

The Department shall screen all applications to determine that all requirements of the application package have been addressed. Complete applications will be reviewed and evaluated by Department staff. Applicants will be notified of deficiencies in applications and given an opportunity to correct such deficiencies through submission of additional documentation (see Section 570.25(a)(1)). This review and evaluation process will be completed within 45 days of the Department's receipt of a complete application. Department staff will conduct a technical and financial evaluation of each application.

- a) Technical Evaluation Component - Each application will be reviewed to assure compliance with technical program requirements as specified in Sections 9-2, 9-4, 9-4.2, and 9-6 et--seq of the Small Business Development Act (Act) (Ill. Rev. Stat. 1989 1991, ch. 127, pars. 2709-2, 2709-4, 2709-4.2, and 2709-6 et--seq). [30 ILCS 750/9-2, 9-4, 9-4.2, and 9-6]. The technical evaluation will address the following criteria:

- i) Evidence of Need for Program Funding - The company must demonstrate the need for program funds in accordance with requirements of Section 9-4(c) of the Act including evidence that the project's financing cannot be obtained without Department participation at an interest rate and term which makes the project viable; and the leverage of other funds in accordance with Sections 9-4(a) and (b) and 9-6(a) and (b) of the Act.

- ii) Project Implementation Readiness - The company must demonstrate project readiness, including identifying loans and investments from all lenders and investors on letterhead, signed and dated; time schedule for project initiation; and written cost estimates from contractors, suppliers, and/or architects which support project costs.

- iii) Job-Creation/Retention Employment Impact - The application must shall provide evidence of: employment impact/opportunity (e.g., job creation/retention), including written assurance from the company which identifies a description of the type and the number of any jobs to be created/retained; identification--of-the-types-of-jobs-created/retained; and any evidence that such jobs created/retained will

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generate additional wealth for the community (e.g., final goods or services produced are sold in markets outside Illinois or final goods or services produced and sold locally substitute for those imported from outside the state)-----preference-will-be-given-to these-types-of-jobs-and-generally-a-ratio-of-at-least one-job-created-retained-to-each-\$10,000--in-project funds-unless-waived-by-the-Director--A-project-with-a higher-ratio-will-be-considered-for-funding-if-the application-demonstrates-severe-need-(e.g., distressed community-with-an-unemployment-rate-which-is considerably-higher-than-the-state's-average)-area with-limited-economic-development--projects--as evidenced-by-prior-and-current-development-activities, funding-would-support-business-with-potential-to generate-additional-growth-in-area-and-creation-of jobs-as-a-result-of-spinoff-businesses-funding-needed to-avert-loss-of-the-areas-major-source-of employment-etc.). Special consideration will be given to a Minority, Women and Disability Business Project or to a project which demonstrates additional need (e.g., distressed community or county with an unemployment rate which is 25% higher than the State average, or a per capita income which is less than the State average, or area with limited economic development as evidenced by absence of development activities within the last two years or as evidenced by new job growth rate less than the State or national average, or

Funding would support business which has provided assurance that the project will generate business growth and make an employment impact/opportunity in the community as a result of spinoff businesses, and thus evidence that the additional jobs will be created or retained, or

Funding is needed to avert loss of a major employment source (more than 100 jobs or 2% of the local base) in the community, or

Jobs to be created or retained offer wages substantially higher than the prevailing wage in the industry as determined by the Illinois Department of Labor pursuant to the Prevailing Wage Act (820 ILCS 130), or an annual wage higher than the State's median income as computed by the Department's Division of Research and Analysis, 620 E. Adams Street, Springfield, Illinois 62701, (217) 785-6117.

B) Minority and Women-owned businesses and businesses owned by persons with disabilities requesting loans--of--\$50,000--or less---shall-be-allowed-a-ratio-of--at-least--one--job

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created-retained-to-each-\$15,000-in-project-funds-
B) For-certified-BBE's-WBE's-requesting-contractor-finance loan-participations-of--\$10,000--up-to--\$100,000-shall-be allowed-a-ratio-of-at-least-one-full-time-equivalent-(FTE) job-created-retained-to-each-\$15,000-in-project-funds--one FTE job-is-equal-to-17950-hours-worked-
iv) Evidence of how the Company will modernize or improve their competitiveness. The Company must demonstrate how they will accomplish the following:
improve productivity;
reverse an actual or expected decline in production;
or

improve the Company's competitive advantage.
b) Financial Evaluation Component - The applicant's financial statements, including the items in Section 9-6(b) of the Act, shall be reviewed through a standard credit analysis which will determine the liquidity and debt coverage for the project; ability of the company to manage debt; business trends, and projected earnings. This data will be compared to similar data for companies in the same industry using the "RMA Annual Statement Studies" (published by Robert Morris Associates, P.O. Box 8500, S-1140 Philadelphia, PA. 19178), or a comparable source (1990 with no later amendments or editions) if such industry is evaluated by this source. This standard credit analysis will determine the financial stability of the company in accordance with Section 9-4(f) of the Act.

2) The criteria for evaluating the Technical Assistance Grant Program shall be the following:

A) Evidence of Rationale for Program Funding - The company shall demonstrate, in accordance with Section 9-6(b) of the Act, that the project would not be undertaken unless the grant is provided along with the leverage of other funds in accordance with Section 9-6 of the Act, and Section 570.60(a)(2).

B) Project Implementation Readiness - The company must demonstrate project readiness, including identifying sources of cash and in-kind matching funds and time schedule for project initiation.

C) Program Purpose - The degree to which the proposed project fulfills the program purpose.

D) Management - The management capacity of the applicant and its potential for completing the project.

E) Cost for Expected Results - The appropriateness of the project costs in terms of the project objectives, the work to be undertaken and the results expected.

3) The Criteria for Evaluating Development Corporation Grant Applications are the following:

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- A) Department staff will screen all applications to determine that all minimum requirements of the application package have been addressed. Application will be reviewed in accordance with Department review criteria listed in subsection (a)(1)(B).
- B) A request for financial assistance to set up and operate a Development Corporation will be evaluated in accordance with the requirements of this Part. The review of applications will begin after the application due date and take no more than 75 working days, with financial assistance awards being announced at the end of that period. Applications will be evaluated on the basis of:
- i) The extent of economic distress and unemployment in the area to be served; the nature of financial needs of the area and the geographic diversity of the applicants;
 - ii) The capability of the applicant and its staff as demonstrated by existing or past experience in managing work activities similar to those proposed to be undertaken;
 - iii) Time schedule for project initiation, etc., indicating the level of project readiness;
 - iv) Actual or anticipated amount of capitalization, extent of leveraging of other financial resource and consistency of proposed items of expenditure with the requirements of the Act;
 - v) The merits of the proposed work plan and consistency of proposed activities with the program purpose;
 - vi) The level of economic development results expected in terms of development financing, retooling or modernization, jobs created or retained, private funds leveraged, etc. and level of other significant benefits or impacts;
 - vii) Evidence of direct linkages or coordination between the proposed program and private financial institutions and public investment/loan/guarantee programs; and
 - viii) The anticipated financial feasibility of the project and its ability to maintain continuous operation beneficial to the public as determined by anticipated operational costs of less than or equal to anticipated income or the availability of equity to cover any shortfalls based on the company's historical and projected financial statements.
- b) Indirect Funding
- The criteria for evaluating the Participation Loan Program, the Loan Loss Reserve Program and the Development Corporation Participation Loan Program shall be the following:
- 1) Technical Evaluation Component - Each application will be

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- reviewed to assure compliance with technical program requirements as specified in Sections 9-2, 9-4, 9-4.2, and 9-6 of the Act [30 ILCS 750/9-2, 9-4, 9-4.2, and 9-6]. The technical evaluation will address the following criteria:
- A) Evidence of Need for Program Funding - The company must demonstrate the need for program funds in accordance with requirements of Section 9-4(c) of the Act, including evidence that the project's financing cannot be obtained without Department participation at an interest rate and term which makes the project viable; and the leverage of other funds in accordance with Sections 9-4(a) and (b) and 9-6(a) and (b) of the Act.
 - B) Project Implementation Readiness - The company must demonstrate to the financial intermediary according to procedures and tests developed by the financial intermediary that it is ready to implement the project.
 - C) Employment Impact - The application shall provide evidence of: employment impact/opportunity (e.g., job creation/retention), a description of the type and number of any jobs to be created/retained and any evidence that such jobs will generate additional wealth for the community (e.g., final goods or services proposed are sold in markets outside Illinois or final goods or services produced and sold locally substitute for those imported from outside the State). Special consideration will be given to a Minority, Women and Disability Business Project or to a project which demonstrates additional needs; for example:
 - i) Distressed community or county with an unemployment rate which is 25% higher than the State average, or a per capita income which is less than the State average, or
 - ii) Area with limited economic development as evidenced by absence of development activities within the last two years or as evidenced by new job growth rate less than the State or national average, or
 - iii) Funding would support business which has provided assurance that the project will generate business growth and make an employment impact/opportunity in the community as a result of spinoff businesses, and thus evidence that additional jobs will be created or retained, or
 - iv) Funding is needed to avert loss of a major employment source (more than 100 jobs or 2% of the local base) in the community, or
 - v) Jobs to be created or retained offer wages substantially higher than the prevailing wage in the industry as determined by the Illinois Department of Labor pursuant to the Prevailing Wage Act [920 ILCS 130] and Section 6-3 of the Illinois Purchasing Act

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(30 ILCS 505/6-3), or an annual wage higher than the State's median income as computed by the Department's Division of Research and Analysis, 620 E. Adams Street, Springfield, Illinois 62701, (317) 785-6117.

- D) Evidence of how the company will modernize or improve their competitiveness - The company must demonstrate how they will accomplish the following:

improve productivity;

reverse an actual or expected decline in production; or

improve the company's competitive advantage.

- 2) Financial Evaluation Component - The financial intermediary will perform a credit analysis of the company using procedures and tests developed by the financial intermediary to determine the ability of the company to carry out the project.

(Source: Amended at 18 Ill. Reg. _____, effective _____, APR 11 1994)

Section 570.40 Selection for Funding

a) Direct Funding

a) For any Direct Loan application which meets the criteria of Section 570.30(a)(1), Department staff or designee will then conduct field visit evaluations to verify information in the application, leading to the final funding decision. Because of the certification process by BBW of BBW and the inspectors of the work by BBW staff, subsection (a) shall not apply to BBW/WBB contractor financing. The field visit will analyze the following:

1) an assessment of the project in terms of job creation or retention the employment impact/opportunity involved, in relation to the value of the funds requested and types of jobs preferred as described in Section 570.30 (a)(3)(1)(A)(iii);

B) an assessment of the project in terms of the modernization and improvement of competitiveness of the company, in relation to the value of the funds requested as described in Section 570.30(a)(1)(A)(iv);

2) a verification of submitted application information; and

3) past performance of the applicant under previous Departmental programs, if applicable (e.g., success in previous projects and the level of compliance with previous agreements).

b) Applications that best meet the objectives of the program and demonstrate the greatest potential for job creation/retention or those which modernize or improve the competitiveness of the firm will receive loan or grant funds, until all available funds are expended. The Department will place the highest priority on the making of loans.

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- 3) For any Technical Assistance Grant application which meets the criteria of Section 570.30(a)(2), Department staff will verify information in the application, leading to the final funding decision. The evaluation will analyze the following:

A) a verification of submitted application information; and
B) past performance of the applicant under previous Departmental programs, if applicable (e.g., success in previous projects and the level of compliance with previous agreements).

- 4) A request for financial assistance to organize a Development Corporation will be evaluated in accordance with the requirement of Section 570.30(a)(3). The review of applications will begin after the application due date and take no more than 75 working days, with financial assistance awards being announced at the end of that period.

b) Indirect Funding

1) For the Participation Loan Program Application, the financial intermediary staff will be responsible for the verification of the information in the application. The Department staff will evaluate the information submitted by the financial intermediary in order to determine that all requirements of the application package have been addressed.

2) For the Loan Loss Reserve Program Application, the financial intermediary staff will be responsible for the verification of the information in the application.

3) For the Development Corporation Participation Program, the financial intermediary staff will be responsible for the verification of the information in the application. The Department staff will evaluate the information submitted by the financial intermediary in order to determine that all requirements of the application package have been addressed.

(Source: Amended at 18 Ill. Reg. _____, effective _____, APR 11 1994)

Section 570.50 Funding Limitations

a) Direct Funding

a) In accordance with Sections 9-4(b) and 9-64.2(b) of the Act, the Department shall finance no more than the lesser of 25% of the total project or \$750,000 (50% of the project or \$50,000 for Minority, Women and Disability Business Loans) unless the Director will waive waivers limitations governing the amount of the loan/grant and percentage of leverage when it is determined that these funding limitations would prohibit an otherwise approved project, in accordance with Sections 570.30(a) and 570.40(a), and the subsequent job-creation/retention employment impact/opportunity, from occurring.

b) Minority and women-owned businesses applying for loans not exceeding

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\$50,000--shall-be-granted-automatic-Director-waivers-of-the-35%-of-the total-amount-of-any-single-project-limitation-up-to-50%-of--the--total amount-of-any-single-project.

2) For the Technical Assistance Grant Program, the funding limitation will not exceed \$25,000 unless a Director waiver is granted. The recipient of grant funds shall be required to provide a portion of the financing with respect to the project. The recipients' financing may be in the form of cash, in-kind services or any other form approved by the Department.

3) Department Financial Assistance to a Development Corporation in the form of a grant shall be limited to not more than \$10,000, unless a Director waiver is granted.

b) Indirect Funding

1) For each loan in which the Department buys a participation under the Participation Loan Program, the financial intermediary will be required to retain at least 50% of the amount of its total. The Department's participation will not exceed 25% of the loan amount of the project or \$750,000. In accordance with Section 570.50(a)(1), the Director may waive limitation governing the amount of the loan and percentage of leverage when it is determined that these funding limitations would prohibit an otherwise approved project.

2) As to the amounts reserved by the ultimate recipients of funds, the Loan Loss Reserve Program funding limitations will be established by the financial intermediary staff involved.

3) Department Financial Assistance to or through a Development Corporation in the form of a participation shall not be made for more than 50% of the Development Corporation's loan and the Department's participation will not exceed 25% of the total amount of the project or \$750,000 unless the Director waives limitations governing the amount of the loan and percentage of leverage when it is determined that these funding limitations would prohibit an otherwise approved project, in accordance with Section 570.50(a)(1).

4) Notwithstanding the provisions of 570.50(b)(1) and (3), Minority, Women and Disability Participation Loans, in accordance with Section 9-4.2 of the Act, shall not exceed the lesser of \$50,000 or 50% of the total amount of the project unless a Director waiver is granted.

(Source: APR 1 1994 18 Ill. Reg. _____, effective _____)

Section 570.60 Allowable Leverage

a) Direct Funding

1) In addition to the forms of allowable leverage defined in Section Sections 9-4(a) and 9-6(a) of the Act, allowable leverage will include such tangible assets as:

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a) under-utilized land and/or buildings which are a part of the project;

b) machinery and equipment brought into the state from another state;

c) cash equity provided by the principal(s), stockholders, or other investors; and

d) funds expended by the business prior to the date of a loan or grant award; existing in-state equipment, land, buildings, furnishings, inventory (already owned and being utilized); lines of credit; post-project costs; and debt refinancing will not be considered as leveraged--and times-of-credit-shall-be-allowed-for-BBB/WBB-contractor--finance--participations-with-terms-not-exceeding-two-years.

2) For the Technical Assistance Grant Program, forms of allowable leverage are cash and in-kind services. In-kind services may include the following:

A) real or personal property;

B) services; or

C) any other form as designated by the Department.

3) For the Development Corporation Grant Program, the recipient of the grant funds shall be required to provide a portion of the financing with respect to the project. The recipient's financing shall be in the form of cash. Department funds must be matched 1:1 by cash from private sources. None of the matching funds shall have originated as a loan or a grant or other investment of local, State or federal government funding. Gifts, grants, loans, revolving loan funds, or stock purchases by local, State, or federal governments are encouraged but will not be considered in calculating Development Corporation match.

b) Indirect Funding

1) For the Participation Loan Program, the allowable leverage shall be in the form of a loan, letter of credit, guarantee, purchase or any other form approved by the Department, along with Section 570.60(a)(1).

2) For the Loan Reserve Program, the allowable leverage will be established by the financial intermediary staff involved.

3) For Development Corporation Participations, the allowable leverage shall be in the form of a loan, letter of credit, guarantee, bond purchase or any other form approved by the Department, along with Section 570.60(a)(1).

(Source: APR 1 1994 18 Ill. Reg. _____, effective _____)

Section 570.70 Administrative Requirements

a) Direct Funding

a) Loan Recipients

i) Loan Terms - Loans for real estate normally will be repaid

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over a period of up to 10 to 25 years; loans primarily utilized for machinery and equipment will generally vary from 5 to 10 years. Loans not secured by a lien on tangible assets generally require personal guarantees. Loans primarily intended for short term working capital needs will normally be repaid over a period of 3 months to 5 years. These loans will generally require personal guarantees from all individuals/entities owning or controlling 20 percent or more of the applicant company, or any lower amount as determined by the Department. For small companies without major identifiable principals (e.g., no one owns 20% percent or more of the company), the amount of the loan is may be limited to 80% percent of the value of the fixed asset securing the loan. Periodic installments shall be due and payable to the Department in the method and time(s) specified in the loan agreement. All payments shall be applied first to interest and then to principal on all simple interest loans. All payments on amortized loans will be applied to the amortization schedule as stated.

3) Reporting - The Recipient (applicant receiving loan funds) will provide, at least annually, information and reports required by the Department (e.g., reports on job creation/retention; financial statement of assets, liabilities, and net worth).

3) Events of Default - The entire unpaid principal of a loan, and the interest thereon, shall become and be immediately due and payable upon the written demand of the Department without any other notice or demand presentation or protest of any kind if any one of the following events (hereafter an event of default) shall occur and be continuing whether voluntarily or involuntarily and without limitation:

A) Non-Payment of Loan - If the Recipient shall fail to pay when due any amount due under the note or other amount payable to the Department under the loan agreement and if the failure to make payment shall remain unremedied for ten (10) days unless otherwise stated in the loan agreement;

B) Non-Payment of Other Indebtedness - If default shall be made in the payment when due of any installment of principal or of interest on any of the Recipient's other indebtedness (any creditor the Recipient owes) and if such default shall remain unremedied for (15) days unless otherwise stated in the loan agreement;

E) Incorrect Representation or Warranty - If any representation or warranty contained in, or made in connection with the execution and delivery of, the loan agreement, or in any certificate furnished pursuant hereto, shall prove to have been incorrect;

B) Breach of Covenants - If the Recipient shall default in the performance of any other term, covenant or agreement

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contained in the loan agreement, and such default shall continue unremedied for ten (10) days (unless otherwise stated in the loan agreement) after either:

1) it becomes known to an executive officer of the Recipient; or

2) written notice thereof shall have been given to the Recipient by the Department;

E) Voluntary Insolvency - If the Recipient shall cease to pay its debts as they mature or shall voluntarily file a petition seeking reorganization of or the appointment of a receiver, trustee or liquidation of its assets or to effect a repayment plan with creditors, or shall be adjudicated bankrupt, or shall make a voluntary assignment for the benefit of creditors;

F) Involuntary Insolvency - If an involuntary petition shall be filed against the Recipient under any bankruptcy or insolvency law or seeking the reorganization of or the appointment of any receiver, trustee or liquidator for the Recipient or the property of the Recipient, or a writ or warrant of attachment shall be issued against the property of the Recipient and such petition shall not be dismissed or such writ or warrant of attachment shall not be released or bonded within thirty (30) days after filing or levy;

G) Judgments - If any final judgment for the payment of money that is not fully covered by liability insurance shall be rendered against the Recipient and within thirty (30) days shall not be discharged, or an appeal therefrom taken and execution thereon effectively stayed pending such appeal and if such judgment be affirmed on such appeal the same shall not be discharged within thirty (30) days;

4) Notice of Default - The Recipient agrees to give written notice to the Department of any event, within 15 days of the event which constitutes an event of default as specified in Section 570-70(f)(3);

5) Monitoring and Evaluation - Recipients must permit any agent authorized by the Department, upon presentation of credentials, to have full access to and the right to examine any documents, papers, and records of the Recipient involving transactions related to a loan from the Department.

6) Recipients shall keep detailed records of the project and the use of loan proceeds. Recipients of loans of more than \$100,000 or more shall furnish to the Department, with the submission of financial statements (see Section 570.70(a)(1)(2)(3)) following the expenditure of project funds, a written audit of the project and the use of loan proceeds. The audit shall be conducted by certified public accountants licensed by the State of Illinois in accordance with the Illinois Public Accounting Act (Ill. Rev. Stat. 1989-1991, ch. 111, pars. 5500-5536) [225 ILCS 450] unless for good cause, the Department allows the audit to be conducted

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by an accountant certified by the proper authorities of another state and shall be in accordance with generally accepted auditing standards adopted by the American Institute of Certified Public Accountants (AICPA) (1991, with no later amendments or editions). The address of the AICPA is: 1211 Avenue of the Americas, New York-N-Y- NY 10036-8775. For Recipients of loans of equal to or less than \$100,000 the Department or its designee will conduct one or more inspections of the project and the use of loan proceeds records to verify the use of project funds.

77EJ Financial Statements - The Recipient shall provide as often as requested by the Department, an unaudited financial statement of the Recipient as at the end of the quarter of the Recipient's fiscal year then elapsed, certified by the Recipient's principal financial officer (e.g., controller, treasurer, chief financial officer) and prepared in accordance with generally accepted accounting principles (issued by the Financial Accounting Standards Board (FASB) (1991, no later amendments or editions) located at 401 Merritt Seven, P.O. Box 5116, Norwalk-Connecticut CT 06856) and fairly presenting the financial position and results of all operations of the Recipient for such quarter. The Recipient shall furnish to the Department:

A7J if the original amount of the loan is less than or equal to \$100,000, as soon as available, but not later than 120 days after the end of each fiscal year of the Recipient, a true and correct copy of the Recipient's federal income tax return for such year just ended; provided, however, that if the Recipient provides the Department with a copy of a request for automatic extension filed by the Recipient with the Internal Revenue Service, the required date of delivery shall automatically be extended for four months if the Recipient is an individual and six months if the Recipient is a corporation;

B7J if the original amount of the loan is equal-to-or greater than \$100,000 but less than or equal to \$250,000, as soon as available, but not later than 120 days after the end of each fiscal year of the Recipient, financial statements of the Recipient as at the end of such year (reviewed by certified public accountants, licensed by the State of Illinois or any other state and satisfactory to the Department) containing a certificate of the aforesaid public accountants certifying to the Department that they are not aware of the occurrence or existence of any condition or event which constitutes a default; or

E7J if the original amount of the loan is equal-to-or greater than \$250,000, as soon as available, but not later than 120 days after the end of each fiscal year of the Recipient, financial statements of the Recipient as at the end of such year examined by certified public accountants (licensed by the State of Illinois or any other state and satisfactory to

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the Department) containing the unqualified opinion of such public accountants with respect to the financial statements and a certificate of the aforesaid public accountants certifying to the Department that they are not aware of the occurrence or existence of any condition or event which constitutes a default.

B7Jv if a Recipient has complied with subsection-(a)767 Section 570.70(a)(1)(D) and has submitted financial statements in accordance with subsection---(a)777B---or---(e) Section 570(a)(1)(E)(ii) or (iii) covering the fiscal year ending after the date of funding, the Department may, for good cause (i.e., financial hardship, merger, change of fiscal year end, etc.), accept:

i7 for a loan with an original amount of at least \$100,000, but less than \$250,000, a copy of the Recipient's federal tax return and compiled financial statements, or

ii7 for a loan with an original amount of \$250,000 or more, reviewed financial statements---provided---the Recipient---requests---and---receives---the---Department's approval---prior---to---but---not---more---than---six---months---before the-end-of-the-fiscal-year-for---which---the---statements are-being-prepared.

87 Nondiscrimination---The---Recipient---shall---refrain---from---unlawful discrimination-in-employment-and-undertake-affirmative-action-to assure-equality-of-employment-opportunity---and-eliminate-the-effects-of-past-discrimination-in-accordance-with-the---Illinois Human-Rights-Act---(415-Rev-Stat-1989-ehr-687-pars-1-101-et seq.77

97 Maintenance-and-Insurance-of-Property
A7 The-Recipient-shall-at-all-times-maintain-the-property provided-as-security-for-the-loan-in-such-condition-and repair-that-the-Department's-security-will-be-adequately protected77

B7 The-Recipient-shall-maintain-during-the-term-of-the-loan7 adequate-tat-least-covering-the-amount-of-the-loan---hazard (e.g.77-tornado77-hail77-acts-of-God77-insurance-policies7 covering-fire-and-extended-coverage---for---all---such---other hazards---and-issued-by-an-insurance-company-authorized-to-do business-in-the-State-of-Illinois-with-loss-payee/additional insured/mortgagee-clauses7-as-applicable7-in-favor---of---the Department77

E7 The-Recipient-shall-if-at-any-time-during-the-life-of-the loan-the-Recipient's-property-is-declared-to-be-within-a food-hazard-area7-purchase-federal-flood-insurance-if available---Such-insurance-shall-be-equal-to-the-amount-of the-loan7

B7 The-Recipient-shall-maintain-general-liability-and-workers compensation-insurance---The-Recipient-shall-provide-written

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notice-to-the-Department-of-any-public-hearing-or-meeting before-any-administrative-or-other-public-agency-which-may in-any-manner-affect-the-character-personal-property-or-real estate-securing-the-loan.

- 1) For-BBB/WBB-contractor-finance-loan-participations-compliance with-a-subsection-(a)-shall-be-obtained-either-directly-from-the Recipient-or-indirectly-through-the-lender-making-in-the participated-loan-in-accordance-with-and-as-stated-in-the agreements-established-(and-approved-by-the-Department)-between the-Recipient-and-the-Department-the-Recipient-and-the-lender and-the-Department-and-the-lender.

b) Grant-Recipients

- 1) Reporting---The-Recipient-(applicant-receiving-grant-funds)-will provide---at-least-annually-information-and-reports-required-by the-Department-(for)-reports-on-job-creation/retention.
- 2) Termination-of-Grants---Grants-shall-be-terminated-for-the following-reasons:

- A) Termination-Due-to-Loss-of-Funding---In-the-absence-of-state funding-for-a-grant-year-all-grants-for-that-year-will-be terminated-in-full-in-the-event-of-a-proportional-loss-of-state funding-the-Department-will-make-proportional-cuts-to-all grant-Recipients-in-the-event-the-Department-suffers-such a-loss-of-funding-in-full-or-part-the-Department-will-give the-grant-Recipient-written-notice-setting-forth-the effective-date-of-full-or-partial-termination-or-if-a change-in-funding-is-required-setting-forth-the-change-in funding-and-changes-in-the-approved-budget.

B) Termination-for-Cause

- 1) If-the-Department-determines-that-the-Recipient-has failed-to-comply-with-the-terms-and-conditions-of-the grant-the-Department-shall-terminate-the-grant-in whole-or-in-part-at-any-time-before-the-date-of completion---Circumstances-which-will-result-in-the termination-of-a-grant-include-but-are-not necessarily-limited-to-the-following-consistent failure-to-submit-required-reports-failure-to maintain-required-records-failure-to-protect inventory-misuse-of-equipment-purchased-with-grant funds-evidence-of-fraud-and-abuse-consistent failure to-meet-performance-standards-and-failure-to-resolve points-of-the-agreement-fraud-narrative-number-to-be served-these-circumstances-are-explained-in-the grant-agreement.

- 2) The-Department-shall-promptly-notify-the-Recipient-in writing-of-the-determination-to-terminate-the-reasons for-such-termination-and-the-effective-date-of-the termination---Payments-made-to-the-Recipient-or recoveries-by-the-Department-shall-be-made-in accordance-with-legal-rights-and-liabilities-explained

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- in-the-grant-agreement.
- 1) Termination-by-Agreement---The-Department-and-the-Recipient shall-terminate-the-grant-in-whole-or-in-part-when-the Department-and-the-Recipient-agree-that-the-termination-of the-program-objectives-would-not-produce-beneficial-results commensurate-with-the-future-expenditures-of-funds-the Department-and-the-Recipient-shall-agree-upon-termination conditions-including-the-effective-date-and-in-the-case-of partial-termination-the-portion-to-be-terminated---The Recipient-shall-not-incure-new-obligations-for-the-terminated portion-after-the-effective-date-and-shall-cancel-as-many outstanding-obligations-as-possible-the-Department-shall allow-full-credit-on-the-Recipient-for-the-Department's share-of-the-noncancelable-obligations-properly-incurred by-the-Recipient-prior-to-termination.
- 3) Monitoring-and-Evaluation---Recipients-must-permit-any-agent authorized-by-the-Department-upon-presentation-of-credentials to-have-full-access-to-and-the-right-to-examine-any-documents papers-and-records-of-the-Recipient-involving-transactions related-to-a-grant-from-the-Department.
- 4) Audits

- A) The-Recipient-shall-be-responsible-for-having-an-audit-of all-grant-records-and-such-audit-must-be-performed-by-an independent-certified-public-accountant-licensed-by the authority-of-the-State-of-Illinois-in-accordance-with-the Illinois-Public-Accounting-Act-(Ill.-Rev. Stat.-1989)-Chapter-Pass-5500-536-unless-for-good-cause-the-Department allows-the-audit-to-be-conducted-by-an-accountant-certified by-the-proper-authorities-of-another-state-the-audit-must be-conducted-in-accordance-with-general-accepted-auditing standards-adopted-by-the-AICPA-see-subsection-(a)(1).

- B) The-Recipient-may-secure-an-independent-audit-if-it-is-grant in-the-same-manner-as-it-secures-its-regular-auditor provided-it-provides-for-maximum-open-and-free-competition the-audit-should-be-conducted-as-part-of-the-Recipient's normal-annual-audit-or-when-the-ending-period-of-the-audit covers-the-expenditures-of-all-grant-funds-in-annual-audit.

- 1) Recipients-shall-keep-detailed-records-of-the-project.
- 2) The-Recipient-shall-work-cooperatively-with-the-audit-firm selected-actively-work-with-both-the-audit-firm-and-the Department-to-resolve-any-and-all-audit-findings-end-work cooperatively-with-the-Department-staff-in-preparing-for conducting-and-resolving-audits.

- 3) Any-Recipient-receiving-a-grant-will-provide-the-Department with-3-copies-of-its-annual-audit-which-addresses-Department grant(s)-in-instances-where-the-grant-period-overlapped not-coincided-with-the-Recipient's-fiscal-year-two-fiscal and-reports-shall-be-forwarded-to-the-Department.
- 4) The-Department-reserves-the-right-to-conduct-special-audit

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including-but-not-limited-to-an-agency-wide-audit--at-any time-during-normal-working-hours-of-funds-expended-under Department-grants.

6) Any-independent-public-accounting-firm-that-provides consultant-services-to-a-Recipient-is-prohibited-from conducting-an-audit-of-that-Recipient-for-the-period-during which-services-were-rendered.

5) Complaint-Process--In-the-event-of-a-Recipient-complaint--the Department-will-follow-the-procedures-outlined-in-47-III-Adm-Code-10-(Review-and-Appeal-Procedures).

6) Interest-on-Grant-Punds--in-accordance-with-Section-10-of-the Illinois-Grant-Punds-Recovery-Act-(III-Rev-Stat-1989-ch-127 par-2310)--all-interest-earned-on-funds-held-by-the-Recipient under-the-grant-shall-become-part-of-the-grant-when-earned--Any interest-earned-under-the-grant--and-not-expended-as-grant principal-during-the-term-of-the-grant-shall-be-returned-to-the Department.

7) Nondiscrimination--The-Recipient-shall-refrain-from-unlawful discrimination-in-employment-and-undertake-affirmative-action-to assure-equality-of-employment-opportunity-and-eliminate-the effects-of-past-discrimination-in-accordance-with-the-110101 Human-Rights-Act-(III-Rev-Stat-1989-ch-607-par-1-101-et seq.).

8) Financial-Management--The-Recipient's-financial-management system-shall-be-structured-under-the-Accounting-Standards-of-the Financial-Accounting-Standards-Board-(see-subsection-(a)(7))--to maintain-control-and-accountability-over-grant-funds.

2) Development Corporation Grant Recipients
A) Financial Assistance Agreement - During formal negotiations and discussions held with the Department, the Department and the applicant will agree to the scope of work of the agreement and the period of the agreement.

B) Financial Statements - The Development Corporation will provide, at least annually, information and reports required by the Department, including the Corporation's balance sheet, profit and loss statement, and other financial reports due within 45 calendar days after the end of the State fiscal year.

C) Progress Reports - Progress reports, pertaining to and describing the progress toward the project goals, shall be submitted to the Department by the recipient as specified in the grant agreement.

D) Method of Compensation - Payments pursuant to Financial Assistance Award are subject to the availability of funds appropriated to the Department by the Illinois General Assembly. Payments to the Development Corporation are subject to the initiation of an invoice voucher. Financial assistance must be obligated, vouchered and liquidated within the period of the agreement or some period of time as

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determined by the Department.

E) Record Review and Monitoring - Development Corporations and their subcontractors, if any, must permit any agent authorized by the Department, upon presentation of credentials, to have full access to and the right to examine, any documents, papers and records of the Development Corporation involving transactions related to a Financial Assistance Award under this program, for three (3) years from the date of submission of the final progress report or until audit findings have been resolved, whichever is later.

F) Audits

i) The Development Corporation shall be responsible for securing an audit of all loan records and such audit must be performed by an independent certified public accountant, licensed by authority of the State of Illinois pursuant to the Illinois Public Accounting Act [225 ILCS 450]. The audit must be conducted in accordance with generally accepted auditing standards adopted by the American Institute of Certified Public Accountants (AICPA).

ii) The Development Corporation shall work cooperatively with the audit firm selected; actively work with both the audit firm and the Department to resolve any and all audit findings; and work cooperatively with the Department's staff in preparing for, conducting, and resolving audits.

iii) The Department reserves the right to conduct special audits, including but not limited to an agency-wide audit, at any time during normal working hours, of funds expended under Department grants.

iv) Any independent public accounting firm that provides consultant services to a Development Corporation is prohibited from conducting an audit of that Development Corporation for the period during which services were rendered.

3) Technical Assistance Grant Recipients

A) Financial Assistance Agreement - During formal negotiation and discussions, the Department and the applicant will agree to the scope of work and the period of the grant agreement.

B) Expenditure Summary - The recipient shall maintain appropriate records of actual grant related costs and leverage expenditures shall be reported to the Department as specified in the grant agreement.

C) Progress Reports - Progress reports, pertaining to and describing the progress toward the project goals, shall be submitted to the Department by the recipient as specified in the grant agreement.

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D) Department Monitoring and Evaluation - A recipient must permit any agent authorized by the Department, upon presentation of credentials, to have full access to and the right to examine any document, papers and records of the recipient involving transactions related to financial assistance from the Department.

E) Method of Compensation - Payments under this program shall be reimbursements of eligible costs. Payments pursuant to a grant are subject to the availability of funds appropriated to the Department by the Illinois General Assembly. Payments to the recipient are subject to receipt of invoice vouchers and conformance with the terms of the approved grant agreement.

b) Indirect Funding

1) For the Participation Loan Program, financial statements of the recipients required by the financial intermediary shall be submitted to the Department by the financial intermediary, in accordance with and as stated in the Agreements established and approved by the Department and executed by the recipient and the financial intermediary. Other reporting (e.g., employment impact, modernization effectiveness or competitive improvement), as deemed necessary by the Department, shall be obtained from the recipient.

2) For the Loan Reserve Program, the administrative requirements will be established by the financial intermediary.

3) For the Development Corporation Participation Loan Program, financial statements of the recipients required by the financial intermediary shall be submitted to the Department by the financial intermediary, in accordance with and as stated in the Agreements established and approved by the Department and executed by the recipient and the financial intermediary. Other reporting (e.g., employment impact, modernization effectiveness or competitive improvement), as deemed necessary by the Department, shall be obtained from the recipient.

(Source: Amended at 18 Ill. Reg. _____, effective APR 11 1994)

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NOTICE OF ADOPTED RULES

1) The Heading of the Part: Interconnection

2) Code Citation: 83 Ill. Adm. Code 790

3) Section Numbers: Adopted Action:

- 790.5 New Section
- 790.10 New Section
- 790.100 New Section
- 790.110 New Section
- 790.120 New Section
- 790.130 New Section
- 790.200 New Section
- 790.210 New Section
- 790.220 New Section
- 790.230 New Section
- 790.240 New Section
- 790.300 New Section

4) Statutory Authority: Implementing Sections 8-501, 8-502, 8-503, 8-504, 8-506, 13-505.1 and authorized by Section 10-101 of the Public Utilities Act (Ill. Rev. Stat. 1991, ch. 111 2/3, pars. 8-501, 8-502, 8-503, 8-504, 8-506, 13-505.1, and 10-101, as amended by P.A. 87-856, effective May 14, 1992) [220 ILCS 5/8-501, 8-502, 8-503, 8-504, 8-506, 13-505.1, and 10-101].

5) Effective Date of Rules: May 1, 1994

6) Does this rulemaking contain an automatic repeal date? No.

7) Do these rules contain incorporations by reference? Yes, JCAR approval not required.

8) Date Filed in Agency's Principal Office: April 6, 1994

9) Notice of Proposal Published in Illinois Register:

November 12, 1993, at 17 Ill. Reg. 19354.

10) Has JCAR issued a Statement of Objections to these rules? No.

11) Difference(s) between proposal and final version:

Section 790.110(a) modified by adding in the specific date "June 15, 1994."

Section 790.300(a) modified by adding in the specific dates.

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12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.

13) Will this replace an emergency rule currently in effect? No.

14) Are there any amendments pending on this Part? No.

15) Summary and Purpose of Rules: These rules promulgate a statewide policy for interconnection. Interconnection to a local exchange carrier's ("LEC") network allows another telecommunications carrier or an end-user to terminate its transmission facilities in LEC central offices. Carriers with such interconnections are then able to offer local network services in competition with the LEC. These rules treat both virtual and physical collocation. This Part mirrors the Federal Communications Commission's order on interstate interconnection.

16) Information and questions regarding these adopted rules shall be directed to:

Conrad Rubinkowski
Illinois Commerce Commission
527 East Capitol Avenue
P.O. Box 19280
Springfield, IL 62794-9280
(217)785-8439

The full text of the Adopted Rules begins on the next page:

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NOTICE OF ADOPTED RULES

TITLE 83: PUBLIC UTILITIES
CHAPTER 1: ILLINOIS COMMERCE COMMISSION
SUBCHAPTER f: TELEPHONE UTILITIES

PART 790
INTERCONNECTION

SUBPART A: GENERAL PROVISIONS

Section
790.5
790.10

Applicability
Definitions

SUBPART B: SPECIAL ACCESS AND PRIVATE LINE INTERCONNECTION

Section
790.100
790.110
790.120
790.130

Special Access and Private Line Interconnection--
Interconnection Architecture
Special Access and Private Line Interconnection--
Availability of Expanded Interconnection
Special Access and Private Line Interconnection--
Standards for Interconnection Arrangements
Special Access and Private Line Interconnection--
Pricing and Rate Structure Issues

SUBPART C: SWITCHED TRANSPORT INTERCONNECTION

Section
790.200
790.210
790.220
790.230
790.240

Switched Transport Interconnection--Interconnection
Architecture
Switched Transport Interconnection--Availability of
Expanded Interconnection
Switched Transport Interconnection--Standards for
Expanded Interconnection Arrangements
Switched Transport Interconnection--Pricing and Rate
Structure Issues
Switched Transport Interconnection--Implementation of
Switched Transport Interconnection

SUBPART D: REPORTING REQUIREMENTS

Section
790.300

Reporting Requirements

AUTHORITY: Implementing Sections 8-501, 8-502, 8-503, 8-504, 8-506, 13-505.1 and authorized by Section 10-101 of the Public Utilities Act (Ill. Rev. Stat. 1991, ch. 111 2/3, pars. 8-501, 8-502, 8-503, 8-504, 13-505.1, and 10-101, as amended by

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P.A. 87-856, effective May 14, 1992) [220 ILCS 5/8-501, 8-502, 8-503, 8-504, 8-506, 13-505.1, and 10-101].

SOURCE: Adopted at ____ Ill. Reg. ____, effective May 1, 1994.

SUBPART A: GENERAL PROVISIONS

Section 790.5 Applicability

This Part shall apply to any telecommunications carrier, as defined in Section 13-202 of the Public Utilities Act ("Act") (Ill. Rev. Stat. 1991, ch. 111 2/3, par. 13-202, as amended by P.A. 87-856, effective May 14, 1992) [220 ILCS 5/13-202] providing local exchange telecommunications services as defined in Section 13-204 of the Act ("local exchange carrier" or "LEC") that is also a Tier 1 LEC as defined in Section 790.10. In addition, this Part shall apply to any entity certificated by the Illinois Commerce Commission ("Commission") under Section 13-401, 13-403, 13-404, or 13-405 of the Act.

Section 790.10 Definitions

"Central office" or "CO" means a location within a local exchange area where subscriber lines are connected to a local exchange carrier's switch.

"Competitive access provider" or "CAP" means any entity other than the principal provider of telecommunications service that is certificated to provide telecommunications services within the local exchange.

"Contribution charge" means a charge that recovers specifically identified subsidies or non-cost based allocations that are embedded in rates for special access or private line services or switched transport services.

"Cross-connect charge" means the amount of money assessed for interconnecting parties on a monthly basis by the LEC for connection to LEC services or elements of services at a location described in Section 790.120(f).

"End-user" means any entity other than a telecommunications carrier that requires access to a LEC location described in Section 790.120(f) in order to connect its own communications equipment for the purposes of providing service to its own community of users.

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"FCC Expanded Interconnection Rule" means the order entered by the Federal Communications Commission ("FCC") on September 17, 1992, in CC Docket 91-141, "In the Matter of Expanded Interconnection with Local Telephone Company Facilities," and amended by the FCC on December 18, 1992, and on September 2, 1993, in CC Dockets 91-141 and 90-286 in the "Second Report and Order and Third Notice of Proposed Rulemaking," and as amended by the FCC in the "Second Memorandum Opinion and Order on Reconsideration in CC Docket 91-141, released on September 2, 1993. (47 CFR § 64.1401 - 64.1402; 47 CFR § 65.702; 47 CFR § 69.4, 69.121 - 69.123 as of October 1, 1993; this incorporation does not include any later amendments or editions.)

"Interconnection" means the point in a network where one telecommunications carrier or end-user interfaces with the local exchange carrier's network or the network provided by another telecommunications carrier under the provisions of this Part.

"Interconnector" is a telecommunications carrier or end-user that has interfaced with the local exchange carrier's network under the provisions of this Part.

"Interexchange carrier" or "IXC" means any telecommunications carrier that is certificated to provide interexchange services (see Section 13-403 of the Act) within Illinois as defined in Section 13-205 of the Act.

"Local exchange carrier" or "LEC" means a telecommunications carrier under the Act that is a principal provider of local exchange telecommunications services as defined in Section 13-204 of the Act.

"Physical collocation" means the type of interconnection provided by an LEC to an interconnector where the interconnector locates its equipment within space assigned by the LEC for the interconnector's exclusive use and where the interconnector has physical access and control over its equipment subject to the provisions of this Part and any applicable tariff.

"Serving wire center" means the location in the LEC network that serves a telecommunications carrier's (such as an interexchange carrier) point of presence.

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"Special access or private line" means a transmission path that connects customer-designated premises directly through a local exchange carrier's hub or hubs where bridging or multiplexing functions are performed, or to connect a customer-designated premises and a serving office, and includes all exchange access not utilizing the local exchange carrier's end office switches.

"Switched access" means a two-point communications path between a customer-designated premises and an end-user's premises that provides for the use of common terminating, switching, and trunking facilities and for the use of common subscriber plant of the local exchange carrier and provides for the ability to originate calls from an end-user's premises to a customer-designated premises, and to terminate calls from a customer-designated premises to an end-user's premises in the local access transport area where it is provided.

"Tier 1 LEC" means a local exchange carrier having annual gross revenues from regulated telecommunications operations of \$100 million or more.

"Virtual collocation" refers to the type of interconnection provided by an LEC to an interconnector that is economically, technically, and administratively comparable to the manner in which the LEC's facilities interconnect with its own network and where the interconnector is provided equipment in a location described in Section 790.120(f) under an arrangement whereby the interconnector may not have ownership of the equipment and does not have physical access or control, other than through remote monitoring, subject to the provisions of this Part and any applicable tariff.

SUBPART B: SPECIAL ACCESS AND PRIVATE LINE INTERCONNECTION

Section 790.100 Special Access and Private Line Interconnection--Interconnection Architecture

Parties required to provide interconnection under Section 790.110 shall provide physical collocation unless waived by Section 790.110 (b) and (c). Under physical collocation, the interconnector shall:

- a) Use fiber or microwave technology;

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- b) Pay the LEC for the space in which to locate the equipment necessary to terminate its transmission links;
- c) Have physical access to the LEC location to install, maintain, and repair its equipment; and
- d) Have the option to negotiate a virtual collocation arrangement with the LEC if such an arrangement is preferable to physical collocation provided that such arrangements are tariffed and made generally available.

Section 790.110 Special Access and Private Line Interconnection--Availability of Expanded Interconnection

- a) Tier 1 LECs shall file intrastate tariffs providing for interconnection under a physical collocation arrangement by June 15, 1994, for all locations for which the LEC has an interstate tariff in effect for expanded interconnection in compliance with the FCC Expanded Interconnection Rule.

- b) Tier 1 LECs may petition for, and the Commission shall grant, a waiver of the requirement to provide physical collocation if the FCC has granted a waiver due to the lack of space or, after hearings, the Commission finds that the LEC has demonstrated that a particular location lacks the space necessary to provide physical collocation.

- c) Tier 1 LECs may petition for, and the Commission shall grant, a waiver of the requirement to provide virtual collocation if the FCC has granted a waiver due to the lack of space or, after hearings, the Commission finds that the LEC has demonstrated that a particular location lacks the space necessary to provide virtual collocation.

- d) Parties entitled to request interconnection at LEC locations in order to terminate their own special access or private line transmission facilities shall include:

- 1) Any entity to which the Commission has issued a certificate under Sections 13-401, 13-403, 13-404, or 13-405 of the Act for the telecommunications services in the geographical area of the interconnection request; and
- 2) End-users. An end-user may seek an interconnection arrangement without certification requirements.

ILLINOIS COMMERCE COMMISSION

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Section 790.120 Special Access and Private Line Interconnection-- Standards for Interconnection Arrangements

- a) Space allocation and exhaustion. In LEC locations that are tariffed to provide physical collocation, LECs shall:
 - 1) Offer space on a first-come, first-served basis to all interconnectors;
 - 2) Offer a physical collocation arrangement until such space available for interconnection is filled to capacity;
 - 3) Not reject subsequent interconnection requests due to lack of space, but shall provide a virtual collocation arrangement in lieu of the physical collocation arrangement unless the LEC has obtained a waiver under Section 790.110(c); and
 - 4) Include the demand for interconnection when planning to remodel an existing location or building a new location in the same manner as any other demand for other services is taken into consideration.
- b) Points of interconnection. When virtual collocation is provided, LECs shall specify an interconnection point or points as close as possible to the location in which interconnectors are requesting interconnection. These interconnection points must be physically accessible by both the telecommunications carrier and interconnectors on a non-discriminatory basis. Under virtual collocation, the interconnection point shall constitute the demarcation between interconnector and the LEC ownership of facilities.
- c) Points of entry. LECs shall provide at least two separate points of entry to a location for the interconnector's cable facilities whenever there are at least two entry points for LEC cable facilities.

- d) Equipment placed by or for interconnectors. Expanded interconnection requirements shall apply only to CO equipment needed to terminate basic transmission facilities. The LECs are not required to place or allow the placement of other types of equipment by interconnectors (such as switching equipment, enhanced services, or

ILLINOIS COMMERCE COMMISSION

NOTICE OF ADOPTED RULES

customer premise equipment) in the location under either a physical collocation arrangement or a virtual collocation arrangement.

- e) Interconnection of microwave technologies. Tier 1 LECs shall provide interconnection for microwave technology. Tier 1 LECs may petition for, and the Commission shall grant, a waiver of this subsection if the FCC has granted a waiver of the requirement to interconnect microwave technology or, after hearings, the Commission finds that the LEC has demonstrated that the CO cannot physically accommodate the equipment or it is not technologically feasible to provide the expanded interconnection.
- f) Locations at which interconnection is available. LECs shall provide expanded interconnection at serving wire centers, end offices (central offices), and any other points which the telecommunications carriers use as a rating point (a point used in calculating the length of interoffice special access links).
- g) Shared use of switched and special access services. Interconnectors shall not be allowed to use intrastate special access expanded interconnection offerings to connect their transmission facilities with the local exchange carrier's intrastate switched services until the LEC has an effective tariff on file with the Commission implementing an interim local transport rate structure at the intrastate level in response to the order adopted by the FCC on September 17, 1992 in CC Docket 91-213, "In the Matter of Transport Rate Structure and Pricing."

Section 790.130 Special Access and Private Line Interconnection-- Pricing and Rate Structure Issues

- a) Cross-connect charge. Prices for the connection charge shall equal or exceed the long-run service incremental costs (LRNIC) of providing the service.
- b) Contribution charge. The LECs are prohibited from recovering a contribution charge from interconnectors unless approved by the Commission as provided in this subsection. The LEC may petition for, and the Commission shall approve, a contribution charge if, after hearings, the Commission finds that the LEC has demonstrated a need for a contribution charge. Any contribution charge

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permitted under this Section shall only recover specifically identified subsidies or non-cost based allocations embedded in rates for special access or private line.

c) There is no requirement through this Part to provide price parity between physical and virtual collocation arrangements.

d) LEC special access or private line offerings.

1) Pricing and rate structure flexibility for LEC special access or private line offerings. LECs with operational expanded interconnection offerings may petition the Commission to receive approval to implement a system of traffic density-related and cost-based zones for special access or private line services classified as noncompetitive services as defined in the Act. Rates within each zone must be averaged within each zone, but rates may differ for special access services between zones. Rates shall be based on average LRSIC within each zone.

2) Volume and term discounts.

A) LEC customers with long-term access arrangements of three years or more as provided in the FCC Expanded Interconnection Rule may review these arrangements. These long-term arrangements must have been entered into on or before September 17, 1992.

B) The right to end a long-term arrangement at a specific location will exist for a period of 180 days from the date the first cross-connect is operational in that location. Within five business days from the date on which the first expanded interconnection arrangement becomes operational in that location, the LEC shall file with the Commission a tariff transmittal stating that the fresh look period will begin to run as of the date such notice is filed with the Commission. If a party chooses to terminate a long-term arrangement within this period, the termination charge will be limited. The LEC may not charge more than the difference between the amount the customer has already paid and any additional charges that

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the customer would have paid for service if the customer had taken a shorter term offering corresponding to the term actually used, plus interest at the prime rate. Interest rates are to be adjusted to reflect changes in the prime rate and will apply to the balances due under the recalculation as they would have accrued over time.

C) Reconfiguration charges must be applied in a neutral manner that does not discriminate based on whether the customer chooses to use an alternate provider's facility or LEC facility for special access or private line service, unless there are specific, identifiable cost differences. All nonrecurring charges applicable to a customer's shifting to an alternate provider's services are to be set no higher than cost-based levels. In addition, the difference between the charges applicable when a customer shifts to an alternate provider's services and those applicable when a customer reconfigures its service with the LEC must be cost-based. The customer is entitled to the limitation on the termination charges even if it does not terminate service under the long-term arrangement with the LEC until after the 180 day period has expired.

D) Rates contained in tariffs which include volume and term discounts shall be cost-based.

3) Distance sensitivity. Rate elements contained in the tariffs that are based on distance sensitivity must be cost-based.

SUBPART C: SWITCHED TRANSPORT INTERCONNECTION

Section 790.200 Switched Transport Interconnection--
Interconnection Architecture

Interconnection architecture for switched transport interconnection shall be provided under the same terms and conditions as special access interconnection (see Section 790.100).

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NOTICE OF ADOPTED RULES

Section 790.210 Switched Transport Interconnection--Availability of Expanded Interconnection

Availability of switched transport interconnection shall be provided under the same terms and conditions as special access interconnection (see Section 790.110), except a LEC shall not be required to provide switched transport interconnection at any location where it is technologically unfeasible (see Section 790.120(f)). LECs may petition for, and the Commission shall grant, a waiver of the requirement to provide physical collocation if the FCC has granted a waiver due to the lack of space, or if, after hearings, the Commission finds that the LEC has demonstrated that it is not technically feasible to provide physical collocation at a particular location.

Section 790.220 Switched Transport Interconnection--Standards for Expanded Interconnection Arrangements

Standards for switched transport interconnection shall be provided under the same terms and conditions as special access interconnection (see Section 790.120) with the addition of tandem offices as locations from which switched transport interconnection will be made available. LECs are not required to place or allow the placement of other types of equipment (such as enhanced services, customer premise, or switching equipment) in the location under either a physical collocation arrangement or virtual collocation arrangement.

Section 790.230 Switched Transport Interconnection--Pricing and Rate Structure Issues

Pricing and rate structure issues related to the provision of switched transport interconnection shall be under the same terms and conditions as special access interconnection (see Section 790.130, except for Section 790.130(d)). Any contribution charge permitted under this Section shall only recover specifically identified subsidies or non-cost based allocations embedded in rates for switched transport interconnection.

Section 790.240 Implementation of Switched Transport Interconnection

This Subpart shall apply to an individual LEC on the date the LEC has an effective tariff on file with the Commission implementing an interim local transport structure at the intrastate level in response to an order adopted by the FCC on September 17, 1992, in CC Docket 91-213, "In the Matter of Transport Rate Structure and Pricing."

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NOTICE OF ADOPTED RULES

SUBPART D: REPORTING REQUIREMENTS

Section 790.300 Reporting Requirements

- a) Each LEC subject to this Part shall file with the Commission reports on interconnection. These reports shall be filed on May 1, 1996 and May 1, 1998.
- b) The reports required by this Section shall identify:
 - 1) Entities using expanded interconnection in the service areas of the LEC; and
 - 2) The location at which each interconnection occurs.

ILLINOIS COMMERCE COMMISSION

NOTICE OF ADOPTED AMENDMENT

1) The Heading of the Part: Procedures for Gas, Electric, Water and Sanitary Sewer Utilities Governing Eligibility for Service, Deposits, Payment Practices and Discontinuance of Service

2) Code Citation: 83 Ill. Adm. Code 280

3) Section Numbers: Adopted Action:

280.76 New Section

4) Statutory Authority: Implementing the Small Business Utility Deposit Relief Act (Ill. Rev. Stat. 1991, ch. 111 2/3, par. 1001 et seq.) [220 ILCS 35] and Sections 8-101 and 8-207 of the Public Utilities Act (Ill. Rev. Stat. 1991, ch. 111 2/3, pars. 8-101 and 8-207) [220 ILCS 5/8-101 and 8-207], and authorized by Section 8 of the Small Business Utility Deposit Relief Act (Ill. Rev. Stat. 1991, ch. 111 2/3, par. 1008) [220 ILCS 35/8] and Sections 8-101, 8-207, and 10-101 of the Public Utilities Act (Ill. Rev. Stat. 1991, ch. 111 2/3, pars. 8-101, 8-207, and 10-101) [220 ILCS 5/8-101, 8-207, and 10-101].

5) Effective Date of Amendment: May 1, 1994

6) Does this rulemaking contain an automatic repeal date? No.

7) Does this amendment contain incorporations by reference? No.

8) Date Filed in Agency's Principal Office: April 6, 1994

9) Notice of Proposal Published in Illinois Register:

April 23, 1993, at 17 Ill. Reg. 6382.

10) Has JCAR issued a Statement of Objections to this Amendment? No.

11) Difference(s) between proposal and final version: None.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? None required.

13) Will this amendment replace an emergency amendment currently in effect? No.

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NOTICE OF ADOPTED AMENDMENT

14) Are there any amendments pending on this Part?

Section Numbers:	Proposed Action:	Illinois Register Citation and Issue Date
280.50	Amendment	18 Ill. Reg. 918
280.130	Amendment	18 Ill. Reg. 918

15) Summary and Purpose of Amendment: This amendment sets the interest rate to be paid for refunds ordered under authority of either Section 9-221 or 9-222 of the Public Utilities Act.

16) Information and questions regarding this adopted amendment shall be directed to:

Conrad Rubinkowski
Illinois Commerce Commission
527 East Capitol Avenue
P.O. Box 19280
Springfield, IL 62794-9280
(217) 785-8439

The full text of the Adopted Amendment begins on the next page:

ILLINOIS COMMERCE COMMISSION

NOTICE OF ADOPTED AMENDMENT

TITLE 83: PUBLIC UTILITIES
CHAPTER I: ILLINOIS COMMERCE COMMISSION
SUBCHAPTER b: PROVISIONS APPLICABLE TO
MORE THAN ONE KIND OF UTILITY

PART 280

PROCEDURES FOR GAS, ELECTRIC, WATER AND SANITARY SEWER
UTILITIES GOVERNING ELIGIBILITY FOR SERVICE, DEPOSITS,
PAYMENT PRACTICES AND DISCONTINUANCE OF SERVICE

Section	
280.10	Policy
280.20	Scope and Application
280.30	Saving Clause
280.40	Definitions
280.50	Applicants for Service
280.60	Present Customers
280.70	Deposits
280.75	Refunds
280.76	Refunds of Additional Charges
280.80	Estimated Bills
280.90	Past Due Bills and Late Payment Charges
280.100	Unbilled Service
280.105	Treatment of Illegal Taps
280.110	Deferred Payment Agreements
280.120	Budget Payment Plan
280.130	Discontinuance of Service
280.135	Discontinuance of Service During the Period of Time from December 1 Through and Including March 31
280.138	Reconnection of Former Residential Utility Customers for the Heating Season
280.140	Discontinuance of Service to Accounts Affecting Master Metered Apartment Buildings
280.150	Service Reconnection Charge
280.160	Dispute Procedures
280.170	Commission Complaint Procedures
280.180	Public Notice of Commission Rules
280.190	Second Language Notices
280.200	Customer Information Booklet
APPENDIX A	Notice of Utility Shut Off
APPENDIX B	Requirements to Avoid Shut Off of Service in the Event of Illness
APPENDIX C	Public Notice
APPENDIX D	Insert to be Included with Each Notice of Disconnection Sent to Residential Gas and Electric Customers

ILLINOIS COMMERCE COMMISSION

NOTICE OF ADOPTED AMENDMENT

AUTHORITY: Implementing the Small Business Utility Deposit Relief Act (Ill. Rev. Stat. 1991, ch. 111 2/3, par. 1001 et seq.) [220 ILCS 35] and Sections 8-101 and 8-207 of the Public Utilities Act (Ill. Rev. Stat. 1991, ch. 111 2/3, pars. 8-101 and 8-207) [220 ILCS 5/8-101 and 8-207], and authorized by Section 8 of the Small Business Utility Deposit Relief Act (Ill. Rev. Stat. 1991, ch. 111 2/3, par. 1008) [220 ILCS 35/8] and Sections 8-101, 8-207, and 10-101 of the Public Utilities Act (Ill. Rev. Stat. 1991, ch. 111 2/3, pars. 8-101, 8-207, and 10-101) [220 ILCS 5/8-101, 8-207, and 10-101].

SOURCE: Rule repealed, new rule adopted at 3 Ill. Reg. 1, p. 102, effective January 6, 1979; emergency amendment at 3 Ill. Reg. 46, p. 65, effective November 16, 1979, for a maximum of 150 days; amended at 4 Ill. Reg. 46, p. 1274, effective November 10, 1980; amended at 6 Ill. Reg. 10917, effective September 7, 1982; amended at 6 Ill. Reg. 13723, effective November 8, 1982; amended at 7 Ill. Reg. 9285, effective July 22, 1983; codified at 7 Ill. Reg. 13218; emergency amendment at 7 Ill. Reg. 14543, effective October 18, 1983, for a maximum of 150 days; amended at 7 Ill. Reg. 13221, effective November 1, 1983; emergency amendment at 7 Ill. Reg. 16667, effective December 1, 1983, for a maximum of 150 days; amended at 8 Ill. Reg. 3664, effective March 15, 1984; emergency amendment at 8 Ill. Reg. 17924, effective September 13, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21222, effective October 15, 1984; amended at 9 Ill. Reg. 2268, effective February 8, 1985; amended at 16 Ill. Reg. 11023, effective July 1, 1992; amended at 17 Ill. Reg. 805, effective January 15, 1993; amended at ____ Ill. Reg. ____, effective May 1, 1994.

Section 280.76 Refunds of Additional Charges

In the event that the Commission orders a public utility to refund incorrectly calculated additional charges made pursuant to Section 9-221 or Section 9-222 of the Public Utilities Act, the public utility shall pay interest on such refund at the rate established by the Commission to be paid on deposits in 83 Ill. Adm. Code 280.70(e)(1).

(Source: Added at ____ Ill. Reg. ____, effective May 1, 1994)

ILLINOIS COMMERCE COMMISSION

NOTICE OF ADOPTED AMENDMENT

1) The Heading of the Part: Procedures Governing the Establishment of Credit, Billing, Termination of Service and Issuance of Telephone Directories for Local Exchange Carriers in the State of Illinois

2) Code Citation: 83 Ill. Adm. Code 735

3) Section Numbers: Adopted Action:

735.121 New Section

4) Statutory Authority: Implementing Sections 8-101 and 9-252 and authorized by Section 10-101 of the Public Utilities Act (Ill. Rev. Stat. 1991, ch. 111 2/3, pars. 8-101, 9-252, and 10-101)[220 ILCS 5/8-101, 9-252, and 10-101].

5) Effective Date of Amendment: May 1, 1994

6) Does this rulemaking contain an automatic repeal date? No.

7) Does this amendment contain incorporations by reference? No.

8) Date Filed in Agency's Principal Office: April 6, 1994

9) Notice of Proposal Published in Illinois Register:

April 23, 1993, at 17 Ill. Reg. 6386.

10) Has JCAR issued a Statement of Objections to this Amendment?
No.

11) Difference(s) between proposal and final version: None.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR?
None required.

13) Will this amendment replace an emergency amendment currently in effect? No.

14) Are there any amendments pending on this Part?

Section Numbers:	Proposed Action:	Illinois Register Citation and Issue Date
735.100	Amendment	18 Ill. Reg. 927
735.130	Amendment	18 Ill. Reg. 927

ILLINOIS COMMERCE COMMISSION

NOTICE OF ADOPTED AMENDMENT

15) Summary and Purpose of Amendment: This amendment sets the interest rate to be paid for refunds ordered under authority of either Section 9-221 or 9-222 of the Public Utilities Act.

16) Information and questions regarding this adopted amendment shall be directed to:

Conrad Rubinkowski
Illinois Commerce Commission
527 East Capitol Avenue
P.O. Box 19280
Springfield, IL 62794-9280
(217)785-8439

The full text of the Adopted Amendment begins on the next page:

ILLINOIS COMMERCE COMMISSION

NOTICE OF ADOPTED AMENDMENT

TITLE 83: PUBLIC UTILITIES

CHAPTER I: ILLINOIS COMMERCE COMMISSION

SUBCHAPTER f: TELEPHONE UTILITIES

PART 735

PROCEDURES GOVERNING THE ESTABLISHMENT OF CREDIT, BILLING,
DEPOSITS, TERMINATION OF SERVICE AND ISSUANCE OF TELEPHONE
DIRECTORIES FOR ~~TELEPHONE UTILITIES~~ LOCAL EXCHANGE
TELECOMMUNICATIONS CARRIERS IN THE STATE OF ILLINOIS

Section	Definitions
735.10	Policy
735.20	Scope and Application
735.30	Discrimination Prohibited
735.40	Variance
735.50	Saving Clause
735.60	Customer Billings
735.70	Deferred Payment Agreements
735.80	Preferred Payment Dates
735.90	Applicants for Service
735.100	Present Customers
735.110	Deposits
735.120	Refunds of Additional Charges
735.121	Discontinuance or Refusal of Service
735.130	Illness Provision
735.140	Payment for Service
735.150	Past Due Bills
735.160	Service Restoral Charge
735.170	Directories
735.180	Dispute Procedures
735.190	Commission Complaint Procedures
735.200	Public Notice of Commission Rules
735.210	Second Language
735.220	Customer Information Booklet
735.230	Notice of Discontinuance of Service
APPENDIX A	Requirements to Avoid Shutoff of Service in the
APPENDIX B	Event of Illness
APPENDIX C	Notice Concerning Availability of this Part

AUTHORITY: Implementing Sections 32, 39 and 41 8-101 and 9-252 and
authorized by Section 9 10-101 of ~~MAN ACT concerning Public~~
~~utilities~~ the Public Utilities Act (Ill. Rev. Stat. 1984, ch.
111 2/3, pars. 32, 39, 41 and 8-101, 9-252, and 10-101) [220 ILCS
5/8-101, 9-252, and 10-101].

ILLINOIS COMMERCE COMMISSION

NOTICE OF ADOPTED AMENDMENT

SOURCE: Adopted at 7 Ill. Reg. 2108, effective February 4, 1983;
codified at 7 Ill. Reg. 15969; emergency amendment at 7 Ill. Reg.
16055, effective November 17, 1983, for a maximum of 150 days;
amended at 8 Ill. Reg. 5161, effective April 13, 1984; amended at
18 Ill. Reg. 4146, effective March 15, 1994; amended at ____ Ill.
Reg. ____, effective May 1, 1994.

Section 735.121 Refunds of Additional Charges

In the event that the Commission orders a telecommunications
carrier to refund incorrectly calculated additional charges made
pursuant to Section 9-221 or Section 9-222 of the Public Utilities
Act, the telecommunications carrier shall pay interest on such
refund at the rate established by the Commission to be paid on
deposits in 83 Ill. Adm. Code 735.120(h)(1).

(Source: Added at ____ Ill. Reg. ____, effective May 1, 1994)

DEPARTMENT OF INSURANCE

NOTICE OF ADOPTED RULE

1) Heading of Part: Prior Notification of Dividends on Common Stock and Other Distributions

2) Code Citation: 50 Ill. Adm. Code 855

3) Section Number: Adopted Action:

855.10	New Section
855.20	New Section
855.30	New Section
855.40	New Section
855. ILLUSTRATION A	New Section

4) Statutory Authority: Implementing Article VIII^{1/2} and authorized by Section 131.16, 131.20a(2), and 401 of the Illinois Insurance Code [215 ILCS 5/131.16, 131.20a(2) as amended by P.A. 88-364, effective August 16, 1993, and 401].

5) Effective Date of Rule: **APR 06 1994**

6) Does this rulemaking contain an automatic repeal date? No

7) Does this Rule contain incorporations by reference? No

8) Date filed in Agency's Principal Office: **APR 06 1994**

9) Notice of Proposal Published in Illinois Register:

December 17, 1993, 17 Ill. Reg. 21264

10) Has JCAR issued a Statement of Objections to this rule? No

11) Difference(s) between proposal and final version: A formatting change was made to 854. ILLUSTRATION A, Item 1. This reads as a full paragraph now.

12) Have all changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR?
Yes

13) Will this Rule replace an emergency rule currently in effect? Yes

14) Are there any amendments pending on this Part? No

DEPARTMENT OF INSURANCE

NOTICE OF ADOPTED RULE

15) Summary and Purpose of rulemaking: This rule will require insurance companies to report all proposed dividend distributions.

16) Information and questions regarding this adopted Rule shall be directed to:

Arnie Dutcher (or)
Cindy Stephenson
Department of Insurance
320 West Washington
Springfield, Illinois 62767

The full text of the Adopted Rule begins on the next page.

DEPARTMENT OF INSURANCE

NOTICE OF ADOPTED RULE

TITLE 50: INSURANCE
 CHAPTER I: DEPARTMENT OF INSURANCE
 SUBCHAPTER K: INSURANCE HOLDING COMPANY SYSTEMS

PART 855
 PRIOR NOTIFICATION OF DIVIDENDS ON COMMON STOCK AND OTHER DISTRIBUTIONS

Section 855.10	Purpose
855.20	Definitions
855.30	Prior Notification of Dividends and Other Distributions
855.40	Penalties
855. ILLUSTRATION A	Form D-2

AUTHORITY: Implementing Article VIII½ and authorized by Section 131.16, 131.20a(2), and 401 of the Illinois Insurance Code [215 ILCS 5/131.16, 131.20a(2), as amended by P.A. 88-364, effective August 16, 1993, and 401].

SOURCE: Emergency rules adopted at 17 Ill. Reg. 21869, effective November 30, 1993, for a maximum of 150 days; adopted at 18 Ill. Reg. ____, effective APR 06 1994.

Section 855.10 Purpose

The purpose of this Part is to describe that information which shall be provided to the Director by a domestic company in order:

- a) to notify the Director of all dividends and distributions pursuant to Section 131.16 of the Illinois Insurance Code [215 ILCS 5/131.16]; and
- b) to notify the Director of all extraordinary dividends and distributions pursuant to Section 131.20a(2) of the Illinois Insurance Code [215 ILCS 5/131.20a(2)].

Section 855.20 Definitions

Executive officer means any individual charged with active management and control in a senior executive capacity as described by the company's by-laws (including a president, senior vice president, treasurer, secretary, controller, and any other individual regardless of title performing functions the same as those performed by the foregoing officers).

DEPARTMENT OF INSURANCE

NOTICE OF ADOPTED RULE

Section 855.30 Prior Notification of Dividends and Other Distributions

a) Notice.

- 1) Ordinary Dividends. Any domestic company required, pursuant to Section 131.16 of the Illinois Insurance Code, to notify the Director of a dividend or other distribution to its shareholders shall notify the Director of the proposed dividend or distribution in writing within 5 business days following declaration and no less than 10 business days prior to payment thereof. The 10 day period shall begin the day the notice is received by the Department. Such notice shall be deemed incomplete unless all the information required by this Part has been included therein.
- 2) Extraordinary Dividends or Other Extraordinary Distributions. Any domestic company required, pursuant to Section 131.20a of the Illinois Insurance Code, to notify the Director of an extraordinary dividend or other extraordinary distribution to its shareholders shall notify the Director of the proposed dividend or distribution in writing within 5 business days following declaration and no less than 30 days prior to payment thereof. The 30 day period shall begin the day the notice is received by the Department. Such notice shall be deemed incomplete unless all the information required by this Part has been included therein.

- 3) Proof of Receipt. Certified Mail confirmation, confirmation from a commercial delivery service, or the date stamped upon the notice by the Department acknowledging receipt of the filing required by this Part shall serve as proof of the date of receipt of the filing.

- b) The domestic company shall provide to the Director the information required by, and in the format specified by, Illustration A, Form D-2 of this Part.

- c) The notification shall be directed to the Deputy Director of the Financial-Corporate Regulatory Division of the Illinois Department of Insurance, Springfield, Illinois 62767.

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NOTICE OF ADOPTED RULE

d) In the case of a proposed payment of extraordinary dividends pursuant to Section 131.20a, the Director may require supplemental information in addition to the information required by Illustration A, Form D-2 of this Part. Supplemental information required by the Director may include but is not limited to: a statement in narrative form of the effects of the proposed dividends on the company's most recent Management Discussion and Analysis, a statement of financial position; a statement of operations; a statement of cash flows; a statement of changes in capital and surplus accounts; a statement in schedule form of risk-based capital requirements; and a statement of significant trends in reinsurance programs, premium volume and/or mix, losses, benefits, and general expenses.

e) For the purposes of the Department's review of proposed dividend payments, the factors set forth in Section 131.20(2) of the Illinois Insurance Code [215 ILCS 5/131.20(2)] are not intended to be an exhaustive list. In determining the adequacy and reasonableness of an insurer's surplus no single factor shall be controlling. The Director, instead, will consider the net effect of all these factors plus any other factors bearing on the financial condition of the insurer. In comparing the surplus maintained by other insurers, the Director will consider the extent to which each of the factors varies from company to company and in determining the quality and liquidity of investments, in subsidiaries, the Director will consider the individual subsidiary and may discount or disallow its valuation to the extent that the individual investments warrant.

Section 855.40 Penalties

Failure of a company to timely file the report required by this Part, and Section 131.16 or 131.20a of the Illinois Insurance Code [215 ILCS 5/131.16 and 5/131.20a] shall subject the company to the provisions of Section 131.16, 131.24 and 403A of the Illinois Insurance Code [215 ILCS 5/131.24 and 5/403A].

855. ILLUSTRATION A Form D-2

FORM D-2

GENERAL INSTRUCTIONS

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DEPARTMENT OF INSURANCE
NOTICE OF ADOPTED RULE

Signature and Certification.

For purposes of filing the Form D-2, the signature and certification required by this Part shall be signed by an executive officer of the insurer.

PRIOR NOTICE OF DIVIDENDS ON COMMON
STOCK AND OTHER DISTRIBUTIONS

Filed with the Insurance Department of the State of Illinois

By

Name of Domestic Company

On Behalf of Following Insurance Companies:

Name Address

Date: _____, 19____

Name, Title, Address and Telephone Number of Individual to Whom
Notices and Correspondence Concerning this Request Should be
Addressed:

Item 1. Type of Dividend or Distribution. Identify the dividend or distribution as a dividend or other distribution subject to Section 131.16 of the Illinois Insurance Code [215 ILCS 131.16] or as an extraordinary dividend or other extraordinary

DEPARTMENT OF INSURANCE
NOTICE OF ADOPTED RULE

the _____ day of _____ and State of _____, 19____ on _____

Name of Requesting Insurer

By _____
(Name) (Title)

Attest:

(Signature of Officer)

(Title)

CERTIFICATION

The undersigned deposes and says that (s)he had duly executed the attached notice dated _____, 19____, for and on behalf of _____; that (s)he is the (Name of Insurer) of such company and that (s)he is (Title of Officer) familiar with such instrument and the contents thereof, and that the facts therein set forth are true to the best of his/her knowledge, information and belief.

(Signature)

(Type or print name beneath)

DEPARTMENT OF INSURANCE
NOTICE OF ADOPTED RULE

distribution as defined in Section 131.20a(2) of the Illinois Insurance Code [215 ILCS 131.20a(2)].

Item 2. The amount of the dividend or other distribution and the date established for payment. The proposed date must be consistent with requirements for receipt of notice by the Department, as specified in Section 855.30(a) of this Part.

Item 3. A statement as to whether the dividend or other distribution is to be in cash or other property, and, if in property, a description thereof, its cost, statutory carrying value, and the fair market value of such property together with an explanation of the basis for valuation.

Item 4. The amounts and payment dates of all dividends paid within the period of 12 consecutive months ending on the date fixed for payment of the proposed dividend for which notification is being given or approval is being sought.

Item 5. An illustration of the calculation of the extraordinary dividend limit set by Section 131.20a of the Illinois Insurance Code. Dividends that have been or will be paid in other than cash, shall be valued for the purposes of the calculation at the greater of market or statutory carrying value of the asset.

Item 6. If the notice is filed for an extraordinary dividend pursuant to to Section 131.20a of the Illinois Insurance Code, the following items must also be included:

a) A balance sheet and statement of income for the period intervening from the last annual statement filed with the Director and the end of the month preceding the month in which the prior notification of the dividend is submitted. Indicate the amount of all unrealized capital gains included in unaudited funds.

b) A brief statement as to the effect of the proposed dividend upon the insurer's surplus and the reasonableness of surplus in relation to the insurer's outstanding liabilities and the adequacy of surplus relative to the insurer's financial position.

Pursuant to the requirements of Section 131.16 (or 131.16 and 131.20a, in the case of extraordinary dividends) of the Illinois Insurance Code, _____ has caused this notice to be duly signed on its behalf in the City of _____

DEPARTMENT OF INSURANCE

NOTICE OF ADOPTED AMENDMENTS

1) Heading of Part: Prior Notification of Transactions

2) Code Citation: 50 Ill. Adm. Code 854

3) Section Number: Adopted Action:

854.10 Amended
854.20 Amended
854.30 Amended
854.40 Amended
854. ILLUSTRATION A Amended

4) Statutory Authority: Implementing Article VIII $\frac{1}{2}$ and authorized by Sections 131.20a(1) and 401 of the Illinois Insurance Code (Ill. Rev. Stat. 1991, ch. 73, pars. 743.1 et seq., as amended by P.A. 88-364, effective August 16, 1993, 743.20a(1) and 1013) [215 ILCS 5/131.1 et seq., as amended by P.A. 88-364, effective August 16, 1993, 131.20a(1) and 401].

5) Effective Date of Amendment: APR 06 1994

6) Does this rulemaking contain an automatic repeal date? No

7) Does this Amendment contain incorporations by reference?
No

8) Date filed in Agency's Principal Office: APR 06 1994

9) Notice of Proposal Published in Illinois Register:

December 10, 1993, 17 Ill. Reg. 21143

10) Has JCAR issued a Statement of Objections to this rule? No

11) Difference(s) between proposal and final version:

- a) SOURCE: On the second line, a comma has been added following the date "1986". On the third line, "amendments" has been made singular.
- b) Section 854.40 - On the third line of the new paragraph, with the citation to the Compiled Statutes the slash "/" following 5/131 has been deleted and replaced with a period ".".

DEPARTMENT OF INSURANCE

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c) 854. ILLUSTRATION A - Under Item 1(d), a comma has been added following the word "structure".

12) Have all changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR?
Yes

13) Will this Amendment replace an emergency rule currently in effect? Yes

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of rulemaking: The Governor signed S.B. 262 on August 16, 1993, which has an immediate effective date. P.A. 88-364 changes the notification requirements for all dividend distributions by domestic stock insurance companies. Each company must report all dividends and other distributions to shareholders within 5 business days following declaration and no less than 10 business days prior to payment.

The attached amendments comply with the new statutory notification requirements.

16) Information and questions regarding this adopted Amendment shall be directed to:

Arnie Dutcher (or)
Cindy Stephenson
Department of Insurance
320 West Washington
Springfield, Illinois 62767

The full text of the Adopted Amendment begins on the next page.

DEPARTMENT OF INSURANCE

NOTICE OF ADOPTED AMENDMENTS

TITLE 50: INSURANCE
CHAPTER I: DEPARTMENT OF INSURANCE
SUBCHAPTER K: INSURANCE HOLDING COMPANY SYSTEMS

PART 854

PRIOR NOTIFICATION OF TRANSACTIONS
DIVIDENDS-AND-DISTRIBUTIONS

Section

- 854.10 Purpose
854.20 Definitions
854.30 Prior Notification of Transactions - Required Information
854.40 Extraordinary-Dividends-and-other-Distributions Penalties
854. ILLUSTRATION A Form D-1
- AUTHORITY: Implementing Article VIII 1/2 and authorized by Sections 131.20a(1) and 401 of the Illinois Insurance Code (Ill. Rev. Stat. 198591, ch. 73, pars. 743.1 et seq., as amended by P.A. 88-364, effective August 16, 1993, and 743.20a(1) and 1013) [215 ILCS 5/131.1 et seq., as amended by P.A. 88-364, effective August 16, 1993, 131.20a(1) and 401].

SOURCE: Emergency rule adopted at 10 Ill. Reg. 2105, effective January 1, 1986, for a maximum of 150 days; adopted at 10 Ill. Reg. 17168, effective October 1, 1986; emergency amendments at 17 Ill. Reg. 21198, effective November 30, 1993, for a maximum of 150 days; amended at 18 Ill. Reg. _____, effective _____.

APR 06 1994

Section 854.10 Purpose

The purpose of this Part is to describe that information which must be provided to the Director by a domestic company to notify the Director of certain transactions pursuant to Section 131.20a(1) of the Illinois Insurance Code (Ill. Rev. Stat. 198591, ch. 73, par. 743.20a(1)) [215 ILCS 5/131.20a(1)] in order:--

- a) to notify the Director of certain transactions; and
- b) to pay any extraordinary dividend or make any other extraordinary distribution to its security holders.

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NOTICE OF ADOPTED AMENDMENTS

(Source: Amended at 18 Ill. Reg. _____, effective _____, APR 06 1994)

Section 854.20 Definitions

"Executive officer" means any individual charged with active management and control in a senior executive capacity as described by the company's by-laws (including a president, senior vice president, treasurer, secretary, controller, and any other individual regardless of title performing functions the same as those performed by the foregoing officers) of a person whether incorporated or unincorporated.

(Source: Amended at 18 Ill. Reg. _____, effective _____, APR 06 1994)

Section 854.30 Prior Notification of Transactions - Required Information

- a) Any domestic company required, pursuant to Section 131.20a(1) of the Illinois Insurance Code, to notify the Director of a transaction between it and any person in its holding company system shall notify the Director of the transaction in writing at least 30 days prior to entering into such transaction. Such notice shall be deemed incomplete unless all the information required by this Section Part has been included in such notice therein.
- b) The Director shall, within the 30 day period, disapprove such transactions if the standards as contained in Section 131.20 of the Illinois Insurance Code (Ill. Rev. Stat. 198591, ch. 73, par. 743.20) [215 ILCS 5/131.20] have not been met.
- c) The domestic company shall provide to the Director the information required by, and in the format specified by, Form D-1 which is Illustration A to this Part.
- d) If a company is licensed under Class I of Section 4 of the Illinois Insurance Code (Ill. Rev. Stat. 19857-ch-73-par-616) or is a fraternal benefit society as defined in Article XVI of the Illinois Insurance Code (Ill. Rev. Stat. 19857-ch-73-par-894 et seq.), the notification must be directed to the attention of the Deputy Director of the Life, Accident and Health Division of the Illinois

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Department of Insurance, Springfield, Illinois
62767.

- 2) If a company is licensed under Class 2 or 3 of Section 4 of the Illinois Insurance Code, the notification must be directed to the Deputy Director of the Property and Casualty Division of the Illinois Department of Insurance, Springfield, Illinois 62767.

The notification shall be directed to the Deputy Director of the Financial-Corporate Regulatory Division of the Illinois Department of Insurance, Springfield, Illinois 62767.

(Source: Amended at 18 Ill. Reg. _____, effective APR 06 1994)

Section 854.40 Extraordinary Dividends and other Distributions Penalties

a) Requests for Approval

Requests for approval of extraordinary dividends or any other extraordinary distribution to securityholders shall include the following:

- 1) the date established for payment of the dividend or other distribution;

- 2) a statement as to whether the dividend or other distribution is to be in cash or other property, and, if in property, a description thereof, its cost, and the fair market value of such property together with an explanation of the basis for valuation;

- 3) the amounts and dates of all dividends or other distributions (including regular dividends) paid within the period of 12 consecutive months ending on the date fixed for payment of the proposed dividend or other distributions for which approval is sought and commencing on the day after the same day of the month in the last preceding year;

- 4) a balance sheet and statement of income for the period intervening from the last annual statement

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filed with the Director and the end of the month preceding the month in which the request for dividend or other distribution approval is submitted;

5) a brief statement as to the effect of the proposed dividend or other distribution upon the insurer's surplus and the reasonableness of surplus in relation to the insurer's outstanding liabilities and the adequacy of surplus relative to the insurer's financial needs;

b) Adequacy of Surplus

The factors set forth in Section 131.20(2) of the Illinois Insurance Code are not intended to be an exhaustive list. In determining the adequacy and reasonableness of an insurer's surplus no single factor shall be controlling. The Director, instead, will consider the net effect of all these factors plus any other factors bearing on the financial condition of the insurer. In comparing the surplus maintained by other insurers, the Director will consider the extent to which each of these factors varies from company to company and in determining the quality and liquidity of investments in subsidiaries, the Director will consider the individual subsidiary and may discount or disallow its valuation to the extent that the individual investments so warrant.

Failure of a company to timely file the report required by this Part, and Section 131.20a of the Illinois Insurance Code [215 ILCS 5/131.20a] shall subject the company to the provisions of Section 131.24 and 403A of the Illinois Insurance Code [215 ILCS 5/131.24 and 403A].

(Source: Section repealed, new Section added at 18 Ill. Reg. _____, effective APR 06 1994)

854. ILLUSTRATION A Form D-1

FORM D-1

GENERAL INSTRUCTIONS

A. Signature and Certification

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For purposes of filing the Form D-1, the signature and certification required by this Part shall be signed by an executive officer of the insurer requesting the Director's approval.

B. Copy of the Transaction Agreement

A copy of the proposed transaction agreement shall be attached to the Form D-1 filing as Exhibit A. If the agreement is in other than final form, it shall be so identified.

PRIOR NOTICE OF A TRANSACTION

Filed with the Insurance Department of the State of Illinois

By

Name of Domestic Company

On Behalf of the Following Insurance Companies:

Name Address

Date: _____, 19 ____

Name, Title, Address and Telephone Number of Individual to Whom Notices and Correspondence Concerning This Request Should be Addressed:

Item 1. Identity of Parties to the Transaction

Furnish the following information for each of the parties to the transaction:

(a) Name.

(b) Home Office Address.

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- (tc) Principal executive office address.
- (td) The organizational structure, i.e. corporation, partnership, individual, trust, etc.
- (te) A description of the nature of the parties' business operations.
- (tf) Relationship, if any, of other parties to the transaction to the insurer filing the notice, including any ownership or debtor/creditor interest by any other parties to the transaction in the insurer seeking approval, or by the insurer filing the notice in the affiliated parties.
- (tg) Where the transaction is with a non-affiliate, the name(s) of the affiliate(s) which will receive, in whole or in substantial part, the proceeds of the proposed transaction. For purposes of this subsection, substantial part means an amount which would trigger disclosure if given directly to the affiliate.

Item 2. Description of the Transaction

Furnish the following information for each transaction for which notice is being given:

- (ta) A statement as to whether notice is being given under Section 131.20a(1)(a)(i), (ii), (iii), (iv), or (v) of the Illinois Insurance Code. At the time of adoption of this rulemaking, the Department has not adopted a rule under subsection (v) above.
- (tb) A brief description of the nature and purpose of the transaction.
- (tc) The proposed effective date of the transaction.

Item 3. Sales, Purchases, Exchanges, Loans, Extensions of Credit, Guarantees or Investments

Furnish a brief description of the amount and source of funds, securities, property or other consideration for the sale, purchase, exchange, loan, extension of credit, guarantee, or investment, whether any provision exists for purchase by the insurer filing notice, by any party to the transaction, or by

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any affiliate of the insurer filing notice, a description of the terms of any securities being received, and a description of any other agreements relating to the transaction such as contracts or agreements for services, consulting agreements and the like. If the transaction involves other than cash, furnish a description of the consideration, its cost and its fair market value, together with an explanation of the basis for evaluation.

If the transaction involves a loan, extension of credit or a guarantee, furnish a description of the maximum amount which the insurer will be obligated to make available under such loan, extension of credit or guarantee, the date on which the credit or guarantee will terminate, and any provisions for the accrual of or deferral of interest.

If borrowed funds are to be used by the insurer identify the lender, any collateral requirements, interest due dates, interest rates, and principal payment due date.

If the transaction involves an investment, guarantee or other arrangement, state the time period during which the investment, guarantee or other arrangement will remain in effect, together with any provisions for extensions or renewals of such investments, guarantees or arrangements. Furnish a brief statement as to the effect of the transaction upon the insurer's surplus.

Item 4. Loans or Extensions of Credit to a Non-Affiliate

If the transaction involves a loan or extension of credit to any person who is not an affiliate, furnish a brief description of the agreement or understanding whereby the proceeds of the proposed transaction, in whole or in substantial part, are to be used to make loans or extensions of credit to, to purchase the assets of, or to make investments in, any affiliate of the insurer making such loans or extensions of credit, and specify in what manner the proceeds are to be used to loan to, extend credit to, purchase assets of or make investments in any affiliate. Describe the amount and source of funds, securities, property or other consideration for the loan or extension of credit and, if the transaction is one involving consideration other than cash, a description of its cost and its fair market value together with an explanation of the basis for evaluation. Furnish a brief statement as to the effect of the transaction upon the insurer's surplus.

Item 5. Reinsurance

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If the transaction is a reinsurance agreement or modification thereto, furnish a description of the known and/or estimated amount of liability to be ceded and/or assumed in each calendar year, the period of time during which the agreement will be in effect, and a description of any agreement or understanding that exists between the insurer and a non-affiliate to the effect that any portion of the assets constituting the consideration for the agreement will be transferred to one or more of the insurer's affiliates. Furnish a brief description of the consideration involved in the transaction, and a brief statement as to the effect of the transaction upon the insurer's surplus.

Item 6. Management Agreements, Service Agreements and Cost Sharing Arrangements.

For management and service agreements, furnish:

- a) a brief description of the managerial responsibilities, or services to be performed.
- b) a brief description of the agreement, including a statement of its duration, together with brief descriptions of the basis for compensation and the terms under which payment or compensation is to be made.

For cost-sharing arrangements, furnish:

- a) a brief description of the purpose of the agreement.
- b) a description of the period of time during which the agreement is to be in effect.
- c) a brief description of each party's expenses or costs covered by the agreement.
- d) a brief description of the accounting basis to be used in calculating each party's costs under the agreement.

Pursuant to the requirements of Section 131.20a of the Illinois Insurance Code, _____ has caused this notice to be duly signed on its behalf in the City of _____ and State of _____ on the _____ day of _____, 19____.

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Name of Requesting Insurer

By _____ (Name) _____ (Title)

Attest:

(Signature of Officer) _____

(Title) _____

CERTIFICATION

The undersigned deposes and says that (s)he has duly executed the attached notice dated _____, 19____, for and on behalf of _____; that (s)he is the

(Name of Insurer)

of such company and that (s)he is

(Title of Officer)

authorized to execute and file such instrument. Deponent further says that (s)he is familiar with such instrument and the contents thereof, and that the facts therein set forth are true to the best of his/her knowledge, information and belief.

(Signature) _____

(Type of print name beneath) _____

(Source: Amended at 18 Ill. Reg. _____, effective

APR 06 1994)

CARNIVAL-AMUSEMENT SAFETY BOARD

NOTICE OF PUBLIC HEARING ON PROPOSED RULES

1) Heading of the Part: Carnival and Amusement Ride Inspection law

2) Code Citation: 56 Ill. Adm. Code 6000

3) Register Citation to Notice of Proposed Rules:
18 Ill. Reg. 6040; dated April 22, 1994

4) Date, Time and Location of Public Hearing:

May 25, 1994
1 p.m.

Illinois Department of Labor
#1 W. Old State Capitol Plaza
Room 300
Springfield, IL 62704

5) Written comments may be submitted within 45 days of the publication of this notice. All correspondence should be addressed to:

Carl Kimble, Chief Inspector
Carnival & Amusement Ride Division
Illinois Department of Labor
#1 W. Old State Capitol Plaza, Room 300
Springfield, Illinois 62701
Telephone: (217) 782-9347

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of April 5, 1994 through April 11, 1994, and have been scheduled for review by the Committee at its May 17, 1994 meeting. Other items not contained in this published list may also be considered. Members of the public wishing to express their views with respect to a rule should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 700 Stratton Office Bldg., Springfield IL 62706.

<u>Second Notice Expires</u>	<u>Agency and Rule</u>	<u>Start of First Notice</u>	<u>JCAR Meeting</u>
5/19/94	Department of Revenue, Retailers' Occupation Tax (86 Ill Adm Code 130)	1/28/94 18 Ill Reg 982	5/17/94
5/19/94	Department of Rehabilitation Services, Public Use of DORS Facilities (89 Ill Adm Code 546)	2/4/94 18 Ill Reg 1784	5/17/94
5/19/94	Secretary of State, Cancellation, Revocation or Suspension of Licenses or Permits (92 Ill Adm Code 1040)	2/18/94 18 Ill Reg 2608	5/17/94
5/19/94	Department of Public Health, Hospital Licensing Requirements (77 Ill Adm Code 250)	1/7/94 18 Ill Reg 46	5/17/94
5/19/94	Department of Public Health, Emergency Medical Services Code (77 Ill Adm Code 535)	11/19/93 17 Ill Reg 19846	5/17/94
5/20/94	Department of Commerce and Community Affairs, Uniform Fiscal and Administrative Standards for the Job Training Partnership Act (56 Ill Adm Code 2630)	1/28/94 18 Ill Reg 855	5/17/94
5/20/94	Department of Commerce and Community Affairs, Service Delivery System and State Responsibilities (56 Ill Adm Code 2600)	1/28/94 18 Ill Reg 805	5/17/94

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLYSECOND NOTICES RECEIVED
(Page 2)

<u>Second Notice Expires</u>	<u>Agency and Rule</u>	<u>Start of First Notice</u>	<u>JCAR Meeting</u>
5/20/94	Northeastern Illinois Planning Commission, Collection of Fees from Applicants Requesting to Change the Boundaries of a Wastewater Facility Planning Area (35 Ill Adm Code 399)	2/18/94 18 Ill Reg 2552	5/17/94
5/22/94	Illinois Commerce Commission, Relocation Towing (92 Ill Adm Code 1710)	12/17/93 17 Ill Reg 21257	5/17/94
5/22/94	Illinois Commerce Commission, Financial Responsibility of Carriers (92 Ill Adm Code 1425)	10/29/93 17 Ill Reg 18715	5/17/94
5/22/94	Illinois Commerce Commission, Fees and Taxes (92 Ill Adm Code 1205)	12/17/93 17 Ill Reg 21250	5/17/94

PROCLAMATION

94-119

HOLOCAUST COMMEMORATION MONTH

Whereas, from 1933 to 1945 six million Jews were murdered in the Nazi Holocaust as part of a program of destruction; and
Whereas, millions of other people perished as victims of Nazism; and

Whereas, we should remain vigilant against all tyranny, bigotry, and hatred; and

Whereas, in memory of the victims of the Holocaust, the people of Illinois should continually rededicate themselves to the principle of equal justice for all people;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 1994 as HOLOCAUST COMMEMORATION MONTH in Illinois and urge all our citizens to renew their commitment to the ideal of freedom.

Issued by the Governor March 30, 1994.

Filed with the Secretary of State April 8, 1994.

94-120

ILLINOIS CANCER PAIN AWARENESS DAY

Whereas, the Illinois Cancer Pain Initiative (ICPI) was established as a not-for-profit corporation to inform the public that cancer pain may be relieved and that relief should be a reasonable expectation; and

Whereas, ICPI seeks to improve the treatment of cancer pain through means of professional and public education, such as teaching professionals chronic pain management techniques and conducting research related to cancer pain management; and

Whereas, the organization is promoting the observance of Illinois Cancer Pain Awareness Day April 20, 1994, to coincide with the 5th National Meeting for State Cancer Pain Initiatives to be held in Boston, Massachusetts Midwest Pain Society in Chicago;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 20, 1994, as ILLINOIS CANCER PAIN AWARENESS DAY in Illinois.

Issued by the Governor March 30, 1994.

Filed with the Secretary of State April 8, 1994.

94-121

EMERGENCY MEDICAL SERVICES WEEK

Whereas, emergency medical services (EMS) embodies the true

concept of teamwork by recognizing the interdependent relationship of trauma centers, EMS resource hospitals, ambulance services, emergency/trauma physicians, emergency nurses, emergency medical technicians (EMTs), EMT-paramedics, EMT-intermediates, field RNs, mobile intensive care nurses, trauma nurse specialists, emergency dispatchers, and first responders who are dedicated to saving lives; and

Whereas, in Illinois, 56 EMS resource hospitals, more than 22,000 EMTs, and 6,000 paramedics selflessly provide 24-hour service to the people of our state; and

Whereas, this year's national theme, "EMS: The Stars of Life," underlines the symbolism of the Star of Life insignia on EMS vehicles and illustrates the relationship of all EMS participants;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 15-21, 1994, as EMERGENCY MEDICAL SERVICES WEEK in Illinois and commend all individuals involved in emergency medical services.

Issued by the Governor March 31, 1994.

Filed with the Secretary of State April 8, 1994.

94-122

HOME SAFETY WEEK

Whereas, accidents occurring in the home are the most likely of accidents to result in disabling injury; and

Whereas, effective education and awareness have significantly reduced the number of accidental home deaths over the years; and

Whereas, the National Home Safety Business Cooperative (NHSBC) -- comprised of safety conscious manufacturers, publishers, educators, and safety officers -- promotes education through published reports, brochures, public service announcements, and speaking engagements; and

Whereas, the NHSBC will honor manufacturers of products meeting specific guidelines and standards set by technical review and editorial staffs of independent home, garden, and safety magazines with their "Seal of Approval;" and

Whereas, video programs and take-home activity books on home safety will be provided to schools to inform students and their parents of possible hazards in the home;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 9-15, 1994, as HOME SAFETY WEEK in Illinois.

Issued by the Governor March 31, 1994.

Filed with the Secretary of State April 8, 1994.

94-123

MANUFACTURED HOUSING MONTH

Whereas, housing affordability is a major concern for all citizens of Illinois; and
Whereas, innovative construction methods, attractive financing, and a desire for quality housing have increased the demand for manufactured homes; and

Whereas, at approximately one-half the cost of site-built housing, manufactured housing offers a safe, attractive, and affordable avenue to home ownership for Illinois residents; and

Whereas, the Illinois Manufactured Housing Association continues to focus the attention of the citizens of our state on innovative land planning, product technology, community development, and consumer awareness;

Whereas, as an integral part of the housing needs of the state that can no longer be overlooked by local governments, the association continues to focus the attention of local and state governments, as well as that of the consumer, on the pioneering and ever expanding efforts of the manufactured housing industry to assume its role in the affordable housing solution and the desirability of this type of home ownership during May;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 1994 as MANUFACTURED HOUSING MONTH in Illinois.

Issued by the Governor March 31, 1994.

Filed with the Secretary of State April 8, 1994.

94-124

MONTH OF THE YOUNG CHILD

Whereas, the care and education of our young children is vital to the future of our state; and

Whereas, each area of the state of Illinois will sponsor events and activities in association with the Month of the Young Child; and

Whereas, the education of young children requires an understanding of young children in terms of their emotional and mental development, personality, needs, and the issues affecting them; and

Whereas, the Midwest Association for the Education of Young Children and the Illinois Association for the Education of Young Children will hold their annual conference April 20-23, 1994 in Peoria. Twelve midwestern states will be represented and some 3,500 early childhood professionals are expected to attend; and

Whereas, a rally will be held on April 21, 1994 -- National Worthy Wage Day -- to show support of child care personnel and their pursuit of competitive salaries and working conditions;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 1994 as MONTH OF THE YOUNG CHILD in Illinois and urge all citizens to recognize the valuable contributions of early childhood teachers and caregivers and to actively support

the need for more and better child care within our state.
Issued by the Governor March 31, 1994.

Filed with the Secretary of State April 8, 1994.

94-125

ORGAN AND TISSUE DONOR AWARENESS WEEK

Whereas, in Illinois today, proven medical techniques make it possible to transplant kidneys, hearts, livers, bones, bone marrow, corneas, and skin; and

Whereas, many people already have been given the gifts of hearing and sight, freedom from dialysis, and a normal, healthy future, thanks to organ transplants, but many more wait in vain because there aren't enough organ donors; and

Whereas, although the number of donors in Illinois has not increased since 1991, and although the 179 individuals who were organ donors in 1932 gave 680 organs, the waiting lists for organ transplantations rose by 18 percent; and

Whereas, anyone, regardless of age or condition, can become an organ donor. In Illinois, a witnessed signature on the back of a driver's license or on a uniform donor card verifies donor status;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 17-23, 1994, as ORGAN AND TISSUE DONOR AWARENESS WEEK in Illinois, and I urge everyone to seriously consider becoming an organ donor.

Issued by the Governor March 31, 1994.

Filed with the Secretary of State April 8, 1994.

94-126

QUEEN ISABELLA DAY

Whereas, in 1492, Queen Isabella of Castile, wife of King Ferdinand II of Aragon, agreed to outfit Columbus' expedition to the New World; and

Whereas, Queen Isabella's strong support of exploration led to the discovery of America on October 12, 1492; and

Whereas, the foresight of Queen Isabella paved the way for immigrants from all over the world, who came to build new lives and a new nation; and

Whereas, the history of America is tied to the history of Spain and its illustrious Queen through the common bonds of friendship, tradition, dignity, and the people of Spain; and

Whereas, on April 22, 1994, the people of Spain and America will celebrate the 543rd birthday of Queen Isabella;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 22, 1994, as QUEEN ISABELLA DAY in Illinois and

urge citizens to be cognizant of this historic event.
 Issued by the Governor March 31, 1994.
 Filed with the Secretary of State April 8, 1994.

94-127
 WEEK OF THE YOUNG CHILD

Whereas, the care and education of our young children is vital to the future of our state; and
 Whereas, each area of the State of Illinois will sponsor events and activities in association with the Week of the Young Child; and

Whereas, the education of young children requires an understanding of young children in terms of their emotional and mental development, personality, needs, and the issues affecting them; and

Whereas, the Glen Ellyn-Lombard-Villa Park Early Childhood PTA and the Lombard Commuters Child Care Center will hold a workshop to outline methods and reaffirm the importance of non-violent discipline;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 23-30, 1994, as WEEK OF THE YOUNG CHILD in Illinois.

Issued by the Governor March 31, 1994.

Filed with the Secretary of State April 8, 1994.

94-128
 HARRY CARAY DAY

Whereas, for fifty seasons Harry Caray has given major league baseball broadcasting his unique style, enthusiasm and flair; and
 Whereas, Illinois baseball fans have enjoyed Harry's play-by-plays of the St. Louis Cardinals, the Chicago White Sox and the Chicago Cubs; and

Whereas, during his twelve years with the Cubs, Harry Caray has become part of the Chicago Cubs and Wrigley Field baseball tradition; and

Whereas, Harry was elected to the National Sportscasters and Sportswriters Hall of Fame in 1988, awarded the Ford C. Frick Award in 1989, and is the 1994 radio inductee into the National Association of Broadcasters' Hall of Fame; and

Whereas, Harry's dedication to broadcasting and his love of the game have endeared him to baseball fans across the country;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 4, 1994, as HARRY CARAY DAY in Illinois, in honor and recognition of his fifty seasons of major league baseball broadcasting.

Issued by the Governor April 1, 1994.
 Filed with the Secretary of State April 8, 1994.

94-129
 LOGISTICS WEEK

Whereas, the Council of Logistics Management, founded in 1963, and its later-founded affiliate, the Chicago Roundtable, are nonprofit educational organizations that promote the logistics process in our state and our nation; and

Whereas, the council defines logistics as the process of planning, implementing, and controlling the efficient, cost-effective flow and storage of raw materials, in-process inventory, finished goods, and related information from point of origin to point of consumption for the purpose of conforming to customer requirements; and

Whereas, logistics processes contribute to the economic well-being of Illinois, boosting economic growth and business; and

Whereas, the council is observing April 3-9, 1994, as Logistics Week to promote the understanding of the art and science of logistics;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 3-9, 1994, as Logistics Week in Illinois.

Issued by the Governor April 1, 1994.

Filed with the Secretary of State April 8, 1994.

94-130
 AIDS AWARENESS DAY/
 AIDS WALK SPRINGFIELD DAY

Whereas, Acquired Immune Deficiency Syndrome (AIDS) is a devastating disease afflicting individuals nationwide; and

Whereas, the Illinois Department of Public Health recorded a total of 3,012 AIDS cases in Illinois in 1993, bringing the state's cumulative total since 1981 to 11,245, the sixth highest state total in the United States; and

Whereas, although the number of AIDS cases in Illinois increased nearly 60 percent in 1993, all but 2 percent of that increase is attributable to an expanded AIDS case definition implemented last year by the Centers for Disease Control and Prevention (CDC); and

Whereas, AIDS is a disease that knows no geographic or social boundaries and can affect persons from every walk of life; and

Whereas, we have the knowledge to stop the spread of AIDS through practicing safer sex or abstinence, and refraining from the use of illegal drugs; and

Whereas, on Sunday, April 24, AIDS Walk Springfield will be held to promote AIDS awareness and to assist in providing housing for people living with AIDS in Springfield;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 16-24, 1994, as AIDS AWARENESS DAY in Springfield and April 24, 1994 as AIDS WALK SPRINGFIELD DAY in Illinois, and urge citizens to participate in the fight against AIDS.

Issued by the Governor April 5, 1994.

Filed with the Secretary of State April 8, 1994.

94-131

AMERICAN POW RECOGNITION DAY

Whereas, many loyal and brave Americans who served in the wars of this nation were captured by the enemy or listed as missing in action; and

Whereas, American prisoners of war have often suffered unconscionable treatment despite international codes on the subject, and many have died as a result of cruel and inhuman acts by their enemy captors; and

Whereas, it is fitting that we recognize the sacrifices of American prisoners of war and those missing in action;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 9, 1994, as AMERICAN POW RECOGNITION DAY in Illinois and call upon our citizens to observe the day with appropriate ceremonies and programs so that the memory of those brave American will not be lost.

Issued by the Governor April 5, 1994.

Filed with the Secretary of State April 8, 1994.

94-132

JAMES S. KEMPER, JR. DAY

Whereas, James S. Kemper, Jr. joined the Kemper Group 35 years ago in 1959; and

Whereas, since 1912 the Kemper Group has grown to world-wide operation in property-casualty insurance, life insurance, reinsurance and investment services, representing a strong force in the economy of Illinois; and

Whereas, Jim Kemper, Jr. has shown his support and concern for our young people through his directorship of the Boys Clubs of America and Kemper's sponsorship of Junior Achievement; and

Whereas, he has been recognized nationally for his efforts toward the prevention of alcoholism and alcohol abuse, serving as chairman of the board of trustees of the National Council on Alcoholism and the Betty Ford Center; and

Whereas, under the direction of Jim Kemper, Jr., the Kemper

Group developed and implemented an employee alcoholism rehabilitation program which is considered a model for corporate programs and has been acknowledged by the media and experts in the field; and

Whereas, as a prominent citizen of Chicago, Jim Kemper Jr. is actively involved with civic, charitable, and arts associations, and was elected to the Chicago Business Hall of Fame in 1985; and

Whereas, on April 9, 1994, Jim Kemper, Jr., his wife Joan, his family, and friends will join together in celebration of his 80th birthday and his continuing success;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 9, 1994, as JAMES S. KEMPER, JR. DAY in Illinois.

Issued by the Governor April 5, 1994.

Filed with the Secretary of State April 8, 1994.

94-133

JEWISH CULTURE WEEK

Whereas, the first Jewish family settled in the State of Illinois in 1837; and

Whereas, the earliest account of the Jewish community in Illinois was recorded by Dr. Bernard Felsenthal in 1894 in a 7-page report prepared for the American Jewish Historical Society; and

Whereas, in the last 75 years, the Jewish population of Illinois has grown to nearly 350,000; and

Whereas, the Jewish community has contributed to American culture and to the State of Illinois in areas of government, law, science and medicine, literature and the arts, sports, commerce and industry, finance, and education; and

Whereas, an effort should be made to promote and foster intergroup understanding and to recognize and celebrate the history and accomplishments of the individual groups of citizens who constitute the State of Illinois;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 11-15, 1994, as JEWISH CULTURE WEEK in Illinois.

Issued by the Governor April 5, 1994.

Filed with the Secretary of State April 8, 1994.

94-134

PAKISTAN DAY

Whereas, the Pakistani American community has shared its heritage and culture with our citizens; and

Whereas, Pakistani Americans have contributed talents and resources toward the progress and development of our state in many fields, especially in science, medicine, business, and

education; and

Whereas, 1994 marks the 47th anniversary of Pakistan's Independence, and on April 9th the Indus Society of North America will join together in celebration;

Whereas, I, Jim Edgar, Governor of the State of Illinois, proclaim April 9, 1994, as PAKISTAN DAY in Illinois and urge citizens to observe this special day.

Issued by the Governor April 5, 1994.

Filed with the Secretary of State April 8, 1994.

94-135

PURPLE BOWS FOR CANCER'S 2ND INTRODUCTION DAY

Whereas, since the National Kickoff Day of Purple Bows for Cancer on April 8, 1993, an increasing number of cancer patients have been reached with a message of support and caring during their fight against the deadly disease; and

Whereas, through the symbolism of the support of the purple bow, patients are given encouragement to have a stronger and more positive attitude; and

Whereas, patients and their families have praised the project for its effectiveness; and

Whereas, there are still more patients to be reached and to be made aware of the support and encouragement that is available to them;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 8, 1994, as PURPLE BOWS FOR CANCER'S 2ND INTRODUCTION DAY in Illinois.

Issued by the Governor April 5, 1994.

Filed with the Secretary of State April 8, 1994.

94-136

CHICAGO YOUTH SYMPHONY ORCHESTRA DAY

Whereas, founded in 1946, the Chicago Youth Symphony Orchestra (CYSO) provides professional orchestra training for thousands of high school musicians; and

Whereas, the demanding rehearsal, performance, and competition schedule teaches the students teamwork and problem-solving skills that are helpful in any professional field; and

Whereas, the 1993-94 CYSO is composed of 105 musicians from more than 50 communities in northern Illinois, Wisconsin, and Indiana; and

Whereas, "Classical Express," as education program sponsored by CYSO, introduces Chicago public school children to orchestral music through in-school performances and a special concert; and

Whereas, CYSO's biennial international tour will take them on a seven-city tour of Italy, performing in Ivrea, Genoa, Florence, Padua, Siena, Venice, and Chicago's sister city, Milan; and

Whereas, the Chicago Youth Symphony Orchestra has been selected as the first youth orchestra in the world to be invited to perform at Florence, Italy's Maggio Musicale Festival, one of Europe's most prestigious music festivals; and

Whereas, CYSO was recently named "Orchestra of the Year" by the Illinois Society of Orchestras;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 17, 1994, as CHICAGO YOUTH SYMPHONY ORCHESTRA DAY in Illinois.

Issued by the Governor April 6, 1994.

Filed with the Secretary of State April 8, 1994.

94-137

CRIME VICTIM RIGHTS WEEK

Whereas, despite a recent decline in the number of violent crimes committed in Illinois, more than 35 million Americans are affected by crime each year; and

Whereas, the victims and survivors of those crimes face physical injury, emotional trauma, and financial loss, both at the hands of the criminal and in the aftermath of criminal violation; and

Whereas, family members and friends of victims and survivors of crime also suffer from the trauma of victimization, and many victims and survivors have demonstrated extraordinary courage and strength as they have sought to help themselves and their loved ones; and

Whereas, the fear of crime causes millions to alter their lifestyles and inhibits their freedom of movement; and

Whereas, Illinois has established a Bill of Rights for victims and witnesses of violent crime and has initiated programs to provide services to victims; and

Whereas, victims, survivors, and advocates want nothing more than the end of criminal violence in our society, as expressed in the theme, "Facing Violence Today: Fewer Victims Tomorrow;"

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 24-30, 1994, as CRIME VICTIM RIGHTS WEEK in Illinois.

Issued by the Governor April 6, 1994.

Filed with the Secretary of State April 8, 1994.

94-119

HOLOCAUST COMMEMORATION MONTH (Revised)

Whereas, from 1933 to 1945 six million Jews were murdered in the Nazi Holocaust as part of a program of destruction; and
Whereas, millions of other people perished as victims of Nazism; and

Whereas, we should remain vigilant against all tyranny, bigotry, and hatred; and

Whereas, in memory of the victims of the Holocaust, the people of Illinois should continually rededicate themselves to the principle of equal justice for all people; and

Whereas, on Sunday, April 17, the Midwest Jewish Council will sponsor the 51st Commemoration of the Warsaw Ghetto Uprising in homage to the 60,000 Jews who lost their lives in Warsaw, Poland, and to the 6,000,000 Jews and countless others who perished in World War II;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 1994 as HOLOCAUST COMMEMORATION MONTH in Illinois and urge all our citizens to renew their commitment to the ideal of freedom.

Issued by the Governor April 6, 1994.

Filed with the Secretary of State April 8, 1994.

94-138

ISRAEL INDEPENDENCE DAY

Whereas, on this day in 1984, Israel was declared an independent state; and

Whereas, over the years the State of Israel has been transformed from its former desolation to a land of thriving forests, parks, agricultural communities, and industrial areas; and

Whereas, the State of Israel has become a home for many Jewish and non-Jewish refugees from all over the world; and

Whereas, with the signing of the peace accords, we look to a bright and safe future for all the people of the State of Israel; Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 14, 1994, as ISRAEL INDEPENDENCE DAY in Illinois.

Issued by the Governor April 6, 1994.

Filed with the Secretary of State April 8, 1994.

94-139

LOUIS B. KUHN DAY

Whereas, Louis B. Kuhn, a lifelong resident of Illinois, graduated from the University of Illinois in 1935; and

Whereas, he has worked for the Julian J. Jackson Agency, a public relations firm, for more than 50 years; and

Whereas, Mr. Kuhn has been responsible for promoting Illinois

tourism, bringing millions of dollars into the state's economy and tens of thousands of visitors to Illinois through conventions and professional meeting; and

Whereas, Louis B. Kuhn and his wife, Adeline, celebrate his 80th birthday on April 16;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 16, 1994, as LOUIS B. KUHN DAY in Illinois in recognition of his birthday and his continued success in public relations.

Issued by the Governor April 6, 1994.

Filed with the Secretary of State April 8, 1994.

94-140

TUFTONIA'S WEEK

Whereas, Tufts University, founded in 1852, is devoted to scholarship of the highest order and teaching of exacting quality; and

Whereas, Tufts University, comprised of the College of Arts and Sciences, Jackson College, College of Engineering, Boston School of Occupational Therapy, Graduate School, School of Medicine, School of Dental Medicine, Sackler School of Biomedical Sciences, School of Nutrition, School of Veterinary Medicine, and Fletcher School of Law and Diplomacy, has educated 826 Illinois residents who contribute to the economic and cultural life of the region; and

Whereas, Tufts University and its graduates throughout the world are celebrating the 10th Anniversary of Tuftonia's Week, a time to think Tufts, thank Tufts, and toast Tufts;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 17, 1994 as TUFTONIA'S WEEK in Illinois in recognition of the achievements of Tufts University and its contributions to the quality of life in our state.

Issued by the Governor April 6, 1994.

Filed with the Secretary of State April 8, 1994.

ACTION CODES	
A - Adopted Rule	PF - Proposed Rule
AR - Adopted Repealer	PP - Prohibited Filing Order by JCAR (Joint Committee on Rules)
C - Notice of Corrections	PR - Peremptory or Court Ordered Rules
CC - Codification Changes	PP - Proposed Repealer
E - Emergency Rule	R - Refusal to meet JCAR Objection
ER - Emergency Repealer	RC - Statement of Recommendation
M - Modification to meet JCAR objections	S - Suspension ordered by JCAR
O - JCAR Statement of Objections	W - Withdrawal to meet JCAR Objections
RQ - Request for Correction	
EC - Expedited Corrections	

ALL RULES ARE LISTED BY PART NUMBER AND HEADING ONLY. (FOR ACTION ON SPECIFIC SECTIONS, PLEASE REFER TO THE SECTIONS AFFECTED INDEX.) IF THERE ARE ANY QUESTIONS, PLEASE CONTACT THE ADMINISTRATIVE CODE DIVISION AT (217) 782-7017.

AGING, DEPARTMENT ON

- 89 Ill. Adm. Code 240 Community Care Program (P-14225/93;A-609) (E-5355)(P-5027)
- 89 Ill. Adm. Code 260 Long-Term Care Insurance Partnership Demonstration Program (P-3802)
- 89 Ill. Adm. Code 230 Older Americans Act Program (P-5720)

AGRICULTURE, DEPARTMENT OF

- 8 Ill. Adm. Code 110 Animal Diagnostic Act (P-14717;A-1825)
- 8 Ill. Adm. Code 75 Bovine Brucellosis (P-14728/93;A-1833)
- 8 Ill. Adm. Code 257 Cooperative Groundwater Protection Program (P-14286/93; A-205)
- 8 Ill. Adm. Code 20 Definitions (P-14793;A-1844)
- 8 Ill. Adm. Code 85 Diseased Animals (P-14747/93;A-1850)
- 8 Ill. Adm. Code 116 Equine Infectious Anemia Control (P-14761/93;A-1861)
- 68 Ill. Adm. Code 590 Feeder Swine Dealer Licensing (P-14765/93;A-1865)
- 8 Ill. Adm. Code 270 Illinois State Fair and DuQuoin State Fair, Non-Fair Space Rental and the General Operation of the State Fairgrounds (P-3164)
- 8 Ill. Adm. Code 40 Livestock Auction Markets (P-14769/93;A-1869)
- 68 Ill. Adm. Code 610 Livestock Dealer Licensing (P-14775/93;A-1875)
- 8 Ill. Adm. Code 125 Meat and Poultry Inspection Act (PP-304) (P-2164) (P-3809;A-4622)
- 8 Ill. Adm. Code 105 Swine Disease Control & Eradication Act (P-14781/93;A-1880)
- 8 Ill. Adm. Code 600 Weights and Measures Act (E-4426)

ALCOHOLISM AND SUBSTANCE ABUSE, DEPARTMENT OF

- 77 Ill. Adm. Code 2090 Subacute Alcoholism and Substance Abuse Treatment Services (P-5029)

ATTORNEY GENERAL

- 14 Ill. Adm. Code 200 Franchise Disclosure Act (PP-2522)

CARNIVAL-AMUSEMENT SAFETY BOARD

- 56 Ill. Adm. Code 6000 Carnival and Amusement Park Inspection Law (P-6040)

CENTRAL MANAGEMENT SERVICES, DEPARTMENT OF

- 44 Ill. Adm. Code 5000 Acquisition, Management & Disposal of Real Property (P-15217/93;A-1866) (P-5057)
- 80 Ill. Adm. Code 302 Merit & Fitness (P-14788/93;A-1892)
- 80 Ill. Adm. Code 310 Pay Plan (P-13657/93;P-14314;A-227;A-1107) (P-21233/93;A-5146)
- 80 Ill. Adm. Code 2650 Solicitation for Charitable Payroll Deductions (A-3115)

CHILDREN AND FAMILY SERVICES, DEPARTMENT OF

- 89 Ill. Adm. Code 428 Department Advisory Council, Ill. Juvenile Commission & Other Statewide & Regional Committees (P-561)
- 89 Ill. Adm. Code 406 Licensing Standards for Day Care Homes (P-2683)(P-11964/93;A-5531)
- 89 Ill. Adm. Code 408 Licensing Standards for Group Day Care Homes (P-2700)(P-11976/93;A-5540)

CIVIL SERVICE SYSTEM, STATE UNIVERSITIES

- 80 Ill. Adm. Code 250 State Universities Civil Service System (P-18453/93;A-1901)

COMMERCE COMMISSION, ILLINOIS

- 92 Ill. Adm. Code 1376 Accounting & Financial Record Requirements (P-8630/93;A-1914)
- 14 Ill. Adm. Code 510 Illinois Promotion Act Programs (P-14318/93; A-1919)
- 83 Ill. Adm. Code 792 Imposition (P-11988/93;A-1919)
- 83 Ill. Adm. Code 790 Interconnection (P-19354/93;A-6147)
- 83 Ill. Adm. Code 535 Least-Cost Planning for Natural Utilities (PR-6081)
- 83 Ill. Adm. Code 590 Minimum Safety Standards for Transportation of Gas Pipeline Facilities (P-2720)
- 83 Ill. Adm. Code 770 Operator Service Providers (P-6099)
- 83 Ill. Adm. Code 315 Pole Attachment Rates, Terms & Conditions Applicable to Cable Television Companies, Electric Utilities & Telecommunications Carriers (P-202/93;A-676;M-795)
- 83 Ill. Adm. Code 280 Procedures for Gas, Electric, Water & Sanitary Sewer Utilities Governing Eligibility for Service, Deposits, Payment Practices & Discontinuance of Service (P-918) (P-6382/93;A-6160)
- 83 Ill. Adm. Code 735 Procedures Governing the Establishment of Credit, Billing, Deposits, Termination of Service & Issuance of Telephone Directories for Telephone Utilities in the State of Illinois (P-927) (P-12483;A-4146) (P-6386/93;A-6164)

- 92 Ill. Adm. Code 1236 Reinstatement of Revoked Operating Authority (P-8635/93;A-1924)

- 83 Ill. Adm. Code 285 Standard Information Requirements for Electric, Gas, Water & Sewer Utilities & Telecommunications Carriers in Filing for an Increase in Rates (P-2723)
- 83 Ill. Adm. Code 425 Uniform Electric Fuel Adjustment (P-4483)
- 92 Ill. Adm. Code 1375 Uniform System of Accounts (P-8635/93;A-1927)
- 83 Ill. Adm. Code 415 Uniform System of Accounts for Electric Utilities (P-937)(P-4490)
- 83 Ill. Adm. Code 505 Uniform System of Accounts for Gas Utilities (P-946)

COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF

- 47 Ill. Adm. Code 160 Emergency Shelter Grants Program (P-15747/93;A-5163)
- 14 Ill. Adm. Code 520 Enterprise Zone Program (P-9791/93;A-5172)
- 14 Ill. Adm. Code 510 III. Promotion Act Programs (P-14318/93;A-5813)
- 14 Ill. Adm. Code 570 Illinois Small Business Development Program (P-21123/93;A-6112)
- 56 Ill. Adm. Code 509 Industrial Training Program (P-20063/93;RQ-6022)
- 56 Ill. Adm. Code 2600 Service Delivery System & State Responsibilities (P-805)
- 14 Ill. Adm. Code 345 Technology Advancement & Development Act Program (P-839)
- 56 Ill. Adm. Code 2630 Uniform Fiscal & Administrative Standards for the Job Training Partnership Act (P-855)

COMMISSIONER OF BANKS AND TRUST COMPANIES

- 38 Ill. Adm. Code 380 Eligible State Bank (P-19347/93;A-4630)

COMMUNITY COLLEGE BOARD, ILLINOIS

- 23 Ill. Adm. Code 1501 Administration of the Ill. Public Community College (P-569) (P-6686/93;A-4635)

COMMUNITY DEVELOPMENT FINANCE CORPORATION, ILLINOIS

- 47 Ill. Adm. Code 700 By-laws (P-4530/93;A-5826)

COMPTROLLER, OFFICE OF THE

- 74 Ill. Adm. Code 275 Transfers Between Accounts Within a Fund Held by State Treasurer (P-1664) (E-2119)

CONSERVATION, DEPARTMENT OF

- 17 Ill. Adm. Code 130 Camping on Department of Conservation Properties (P-18721/93;A-1126)
- 17 Ill. Adm. Code 530 Cock Pheasant, Hungarian Partridge, Bobwhite Quail, Rabbit and Crow Hunting (P-4495)
- 17 Ill. Adm. Code 850 Commercial Fishing in Lake Michigan (P-22123/93;A-5834)
- 17 Ill. Adm. Code 830 Commercial Fishing and Musseling in Certain Waters of the State (E-4761)(P-5372)
- 17 Ill. Adm. Code 2520 Conignment of Licenses (P-3821)
- 17 Ill. Adm. Code 730 Dove Hunting Season (P-3830)
- 17 Ill. Adm. Code 590 Duck, Goose and Cool Hunting (P-5065)
- 17 Ill. Adm. Code 910 Field Trials on Department-Owned Managed Sites (P-3846)
- 17 Ill. Adm. Code 1010 Ill. List of Endangered & Threatened Fauna (P-16273/93;A-1134)

(Conservation, cont.)

- 17 Ill. Adm. Code 1050 Ill. List of Endangered & Threatened Flora (P-16285/93;A-1142)
- 17 Ill. Adm. Code 1051 Illinois Snowmobile Grant Program (P-5379)
- 17 Ill. Adm. Code 570 Mink, Mink, Raccoon, Opossum, Striped Skunk, Weasel, Red Fox, Coyote, Beaver and Woodchuck (P-3853)
- 17 Ill. Adm. Code 1070 Possession of Specimens or Products of Endangered or Threatened Species (P-1;A-5838)
- 17 Ill. Adm. Code 550 Raccoon, Opossum, Striped Skunk, Red Fox, Gray Fox, Coyote and Woodchuck (Groundhog/Hunting (P-3868)
- 17 Ill. Adm. Code 4010 Register of Land & Water Reserves (P-578)
- 17 Ill. Adm. Code 810 Sport Fishing Regulations for the Waters of Illinois (P-19785/93;A-3277)(E-5667)
- 17 Ill. Adm. Code 690 Squirrel Hunting (P-3193)
- 17 Ill. Adm. Code 720 Taking of Wild Turkeys-Spring Season, The (P-18927/93;A-1156)(E-3751)
- 17 Ill. Adm. Code 710 Taking of Wild Turkeys-Fall Archery Season, The(P-3884)
- 17 Ill. Adm. Code 715 Taking of Wild Turkeys-Fall Gun Season, The (P-3895)
- 17 Ill. Adm. Code 670 White-Tailed Deer Hunting by Use of Bow and Arrow (P-21907/93;A-5842)
- 17 Ill. Adm. Code 650 White-Tailed Deer Hunting by Use of Firearms (P-21927/93;A-5859)
- 17 Ill. Adm. Code 660 White-Tailed Deer Hunting Season by Use of Muzzleloading Rifles (P-21952/93;A-5878)
- 17 Ill. Adm. Code 740 Woodcock, Snipe, Rail, and Teal Hunting (P-3986)

CORRECTIONS, DEPARTMENT OF

- 20 Ill. Adm. Code 420 Assignment of Committed Persons (P-19367/93;A-2929)
- 20 Ill. Adm. Code 460 Impact Incarceration Program (P-19371/93;A-2933)
- 20 Ill. Adm. Code 107 Records of Committed Persons (P-19377/93;A-2939)
- 20 Ill. Adm. Code 405 School District (P-19405/93;A-2970)

CRIMINAL JUSTICE INFORMATION AUTHORITY, ILLINOIS

- 20 Ill. Adm. Code 1570 Fees for Processing Requests for Conviction Information (P-21136/93;A-4679)
- 20 Ill. Adm. Code 1810 Rules for the Award and Monitoring of Trust Funds (P-20516/93;A-4834)
- 20 Ill. Adm. Code 1800 Trust Fund Collection Rules (P-20539/93;A-4852)

EDUCATION, STATE BOARD OF

- 23 Ill. Adm. Code 610 Article 34 School and Subdistrict Councils (P-5449)
- 23 Ill. Adm. Code 210 Learning Assessment & School Improvement Plans (P-10061/93;A-1169)
- 23 Ill. Adm. Code 1 Public Schools Evaluation, Recognition & Supervision (P-10079/93;A-1171)
- 23 Ill. Adm. Code 550 Reorganization Committee (PR-17611/93;AR-5551)
- 23 Ill. Adm. Code 226 Special Education (P-13231/93;A-1930)(A-4685)
- 23 Ill. Adm. Code 170 Sprinkler System (P-18419/93;A-4699)
- 23 Ill. Adm. Code 245 Urban Education Partnership Program (P-10131/93;A-237)

EMPLOYMENT SECURITY, DEPARTMENT OF

- 56 Ill. Adm. Code 2915 Academic Personnel (P-19415/93;A-4154)
- 56 Ill. Adm. Code 2865 Claimant's Availability for Work, Ability to Work and Active Search for Work (P-19421/93;A-4160)
- 56 Ill. Adm. Code 2770 Determination of Unemployment Contributions (P-17628/93;A-250)
- 56 Ill. Adm. Code 2920 Disqualifying Income and Reduced Benefits (P-19427/93;A-4166)
- 56 Ill. Adm. Code 2760 Notices, Records, Reports (P-16319/93;A-261)(E-2631)

ENVIRONMENTAL PROTECTION AGENCY

- 35 Ill. Adm. Code 372 Illinois Design Standards for Slow Rate Land Application of Treated Wastewater (P-4524)
- 35 Ill. Adm. Code 184 Licensing of Industrial Hygienists (P-4)

HEALTH CARE COST CONTAINMENT COUNCIL, ILLINOIS OF

- 77 Ill. Adm. Code 2530 Hospital Price Information (P-19007/93;A-5343)
- 77 Ill. Adm. Code 2510 Data Collection (P-18944/93;A-5300)

HIGHER EDUCATION, BOARD OF

- 23 Ill. Adm. Code 1020 Health Services Education Grant (P-17639/93;A-4174)
- 23 Ill. Adm. Code 110 Program Accounting Manual (P-18283/93;A-5178)

HOUSING DEVELOPMENT AUTHORITY, ILLINOIS

- 47 Ill. Adm. Code 360 Affordable Housing Program (P-1669)(E-2124)
- 47 Ill. Adm. Code 365 Affordable Housing Bond Program (P-956;E-1596)

(Housing Development Authority, cont.)

- 47 Ill. Adm. Code 310 Multifamily Rental Housing Mortgage Loan Program (A-1939)

HUMAN RIGHTS, DEPARTMENT OF

- 2 Ill. Adm. Code 926 Access to Information (P-512)
- 2 Ill. Adm. Code 925 Rulemaking and Organization (P-525)

INSURANCE, DEPARTMENT OF

- 50 Ill. Adm. Code 1250 Corrective Orders (P-3985/93;A-2230)
- 50 Ill. Adm. Code 1103 Life Reinsurance Agreement (P-8411/93;A-685)
- 50 Ill. Adm. Code 2012 Long-term Care Insurance (P-11279/93;A-2238)
- 50 Ill. Adm. Code 2018 Long-Term Care Partnership Insurance (P-3919)
- 50 Ill. Adm. Code 3119 Pre-Licensing and Continuing Education (P-3964)
- 50 Ill. Adm. Code 855 Prior Notification of Dividends on Common Stock and Other Distributions (P-21264/93;A-6168)
- 50 Ill. Adm. Code 854 Prior Notification of Transactions (P-21143/93;A-6176)
- 50 Ill. Adm. Code 6201 Requirements (A-2282)
- 50 Ill. Adm. Code 2017 Uniform Medical Claim and Billing (P-37)

JOINT COMMITTEE ON ADMINISTRATIVE RULES

- 1 Ill. Adm. Code 255 Distribution of Database Information (E-5359)
- 1 Ill. Adm. Code 260 Complaint Reviews (P-13233/93;A-4705)
- 1 Ill. Adm. Code 245 Expedited Corrections (P-13248/93;A-4720)
- 1 Ill. Adm. Code 250 Five Year Evaluation of All Existing Rules (P-13257/93;A-4728)
- 1 Ill. Adm. Code 210 General Policies (P-13268/93;A-4739)
- 1 Ill. Adm. Code 230 Review of Emergency Rulemaking (P-13233/93;A-1233)
- 1 Ill. Adm. Code 240 Review of Peremptory Rulemaking (P-13294/93;A-4745)
- 1 Ill. Adm. Code 220 Review of Proposed Rulemaking (P-13307/93;A-4758)

LABOR, DEPARTMENT OF

- 56 Ill. Adm. Code 350 Health & Safety (P-1672)

LIQUOR CONTROL COMMISSION, ILLINOIS

- 11 Ill. Adm. Code 100 The Illinois Liquor Control Commission (P-20094/93;A-4811)

LOTTERY, DEPARTMENT OF

- 11 Ill. Adm. Code 1700 Hearings (P-5394)

LOW-LEVEL RADIOACTIVE WASTE TASK GROUP

- 2 Ill. Adm. Code 2950 Information, Rulemaking and Organization (A-5889)

MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES, DEPARTMENT OF

- 59 Ill. Adm. Code 101 Administration (P-10688/93;A-4179)
- 59 Ill. Adm. Code 122 Certification Under Medicaid Rehabilitation Option for Early Intervention Program (P-3969)
- 59 Ill. Adm. Code 121 Early Intervention Program (P-3976)
- 59 Ill. Adm. Code 132 Medicaid Community Health Services Program (P-3902)
- 59 Ill. Adm. Code 120 Medicaid Home and Community-Based Services for Developmentally Disabled Recipients (P-3990)

NATURE PRESERVES COMMISSION

- 17 Ill. Adm. Code 4000 Management of Nature Preserves (P-12005/93;A-2290)

NORTHEASTERN ILLINOIS PLANNING COMMISSION

- 35 Ill. Adm. Code 399 Collection of Fees from Applicants requesting to change the Boundaries of a Wastewater Facility Planning Area (P-2552)

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94-137	Chicago Youth Symphony Orchestra Day	6198
94-138	Crime Victims Rights Week	6199
94-139	Holocaust Commemoration Month (Revised)	6199
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	Louis B. Kuhn Day	6200
	Tuftsoma's Week	6201

This Sections Affected Index lists, by title, each Section of a Part on which Rule Making has occurred in this volume (calendar year) of the Illinois Register. The columns indicate the type of rulemaking activity and the action taken along with the page number on which the first page of the notice of rulemaking activity appeared. If a Section on which action is being taken in the current volume of the Register is proposed in a previous volume, the last two digits of the previous volume's year appear immediately after the page number separated by a slash. (e.g. 11 III. Adm. Code 465.05 was proposed last year and adopted this year. The action entry reads: (P-15055/93; A-520). The codes are listed below.

TYPE OF RULE MAKING

am = amend to existing Section
cc = codification changes
n = New section
r = repeal of existing Section
re = recodified
= renumbered

ACTION CODE

A = Adopted Rule
E = Emergency
P = Proposed Rule
PP = Peremptory
M = Modification
W = Withdrawal
CC = Codification Changes
RQ = Request for Correction
PF = Prohibited Filing
S = Suspension
O = JCAR Objection
F = Failure to Remedy Objections
RC = Recommendations
EC = Expedited Correction
C = Correction

1994	220 Ex.J	am	(P-13307/93;A-4758)	250.300	am	(P-13257/93;A-4728)
	220 Ex.K	am	(P-13307/93;A-4758)	250.400	am	(P-13257/93;A-4728)
	210.100	am	(P-13268/93;A-4739)	250.500	am	(P-13257/93;A-4728)
	210.200	am	(P-13268/93;A-4739)	250.600	am	(P-13257/93;A-4728)
	210.300	am	(P-13223/93;A-1233)	250.700	am	(P-13257/93;A-4728)
	210.400	am	(P-13268/93;A-4739)	250.800	am	(P-13257/93;A-4728)
	210.500	am	(P-13268/93;A-4739)	250.900	am	(P-13257/93;A-4728)
	210.600	am	(P-13268/93;A-4739)	250.1000	am	(P-13257/93;A-4728)
	210.700	am	(P-13268/93;A-4739)	250.1200	am	(P-13257/93;A-4728)
	210.800	am	(P-13268/93;A-4739)	250.1300	am	(P-13257/93;A-4728)
	210.900	am	(P-13268/93;A-4739)	250.1400	am	(P-13257/93;A-4728)
	220.100	am	(P-13268/93;A-4739)	250.1500	am	(P-13257/93;A-4728)
	220.200	am	(P-13268/93;A-4739)	250.1600	am	(P-13257/93;A-4728)
	220.300	am	(P-13268/93;A-4739)	250.1700	am	(P-13257/93;A-4728)
	220.400	am	(P-13268/93;A-4739)	250.1800	am	(P-13257/93;A-4728)
	220.500	am	(P-13268/93;A-4739)	250.1900	am	(P-13257/93;A-4728)
	220.600	am	(P-13268/93;A-4739)	250.2000	am	(P-13257/93;A-4728)
	220.700	am	(P-13268/93;A-4739)	250.2100	am	(P-13257/93;A-4728)
	220.800	am	(P-13268/93;A-4739)	250.2200	am	(P-13257/93;A-4728)
	220.900	am	(P-13268/93;A-4739)	255.10	n	(E-5359)
	220.1000	am	(P-13294/93;A-4745)	255.20	n	(E-5359)
	220.1100	am	(P-13294/93;A-4745)	260.100	am	(P-13233/93;A-4705)
	220.1200	am	(P-13294/93;A-4745)	260.200	am	(P-13233/93;A-4705)
	220.1300	am	(P-13294/93;A-4745)	260.300	am	(P-13233/93;A-4705)
	220.1400	am	(P-13294/93;A-4745)	260.400	am	(P-13233/93;A-4705)
	220.1500	am	(P-13294/93;A-4745)	260.500	am	(P-13233/93;A-4705)
	220.1600	am	(P-13294/93;A-4745)	260.600	am	(P-13233/93;A-4705)
	220.1700	am	(P-13294/93;A-4745)	260.700	am	(P-13233/93;A-4705)
	220.1800	am	(P-13294/93;A-4745)	260.800	am	(P-13233/93;A-4705)
	220.1900	am	(P-13294/93;A-4745)	260.900	am	(P-13233/93;A-4705)
	220.2000	am	(P-13294/93;A-4745)	260.1000	am	(P-13233/93;A-4705)
	220.2100	am	(P-13294/93;A-4745)	260.1100	am	(P-13233/93;A-4705)
	220.2200	am	(P-13294/93;A-4745)	260.1200	am	(P-13233/93;A-4705)
	220.2300	am	(P-13294/93;A-4745)	260.1300	am	(P-13233/93;A-4705)
	220.2400	am	(P-13294/93;A-4745)	260.1400	am	(P-13233/93;A-4705)
	220.2500	am	(P-13294/93;A-4745)	260.1500	am	(P-13233/93;A-4705)
	220.2600	am	(P-13294/93;A-4745)	260.1600	am	(P-13233/93;A-4705)
	220.2700	am	(P-13294/93;A-4745)	260.1700	am	(P-13233/93;A-4705)
	220.2800	am	(P-13294/93;A-4745)	260.1800	am	(P-13233/93;A-4705)
	220.2900	am	(P-13294/93;A-4745)	260.1900	am	(P-13233/93;A-4705)
	220.3000	am	(P-13294/93;A-4745)	260.2000	am	(P-13233/93;A-4705)
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	220.3200	am	(P-13294/93;A-4745)	260.2200	am	(P-13233/93;A-4705)
	220.3300	am	(P-13294/93;A-4745)	260.2300	am	(P-13233/93;A-4705)
	220.3400	am	(P-13294/93;A-4745)	260.2400	am	(P-13233/93;A-4705)
	220.3500	am	(P-13294/93;A-4745)	260.2500	am	(P-13233/93;A-4705)
	220.3600	am	(P-13294/93;A-4745)	260.2600	am	(P-13233/93;A-4705)
	220.3700	am	(P-13294/93;A-4745)	260.2700	am	(P-13233/93;A-4705)
	220.3800	am	(P-13294/93;A-4745)	260.2800	am	(P-13233/93;A-4705)
	220.3900	am	(P-13294/93;A-4745)	260.2900	am	(P-13233/93;A-4705)
	220.4000	am	(P-13294/93;A-4745)	260.3000	am	(P-13233/93;A-4705)
	220.4100	am	(P-13294/93;A-4745)	260.3100	am	(P-13233/93;A-4705)
	220.4200	am	(P-13294/93;A-4745)	260.3200	am	(P-13233/93;A-4705)
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	220.4600	am	(P-13294/93;A-4745)	260.3600	am	(P-13233/93;A-4705)
	220.4700	am	(P-13294/93;A-4745)	260.3700	am	(P-13233/93;A-4705)
	220.4800	am	(P-13294/93;A-4745)	260.3800	am	(P-13233/93;A-4705)
	220.4900	am	(P-13294/93;A-4745)	260.3900	am	(P-13233/93;A-4705)
	220.5000	am	(P-13294/93;A-4745)	260.4000	am	(P-13233/93;A-4705)
	220.5100	am	(P-13294/93;A-4745)	260.4100	am	(P-13233/93;A-4705)
	220.5200	am	(P-13294/93;A-4745)	260.4200	am	(P-13233/93;A-4705)
	220.5300	am	(P-13294/93;A-4745)	260.4300	am	(P-13233/93;A-4705)
	220.5400	am	(P-13294/93;A-4745)	260.4400	am	(P-13233/93;A-4705)
	220.5500	am	(P-13294/93;A-4745)	260.4500	am	(P-13233/93;A-4705)
	220.5600	am	(P-13294/93;A-4745)	260.4600	am	(P-13233/93;A-4705)
	220.5700	am	(P-13294/93;A-4745)	260.4700	am	(P-13233/93;A-4705)
	220.5800	am	(P-13294/93;A-4745)	260.4800	am	(P-13233/93;A-4705)
	220.5900	am	(P-13294/93;A-4745)	260.4900	am	(P-13233/93;A-4705)
	220.6000	am	(P-13294/93;A-4745)	260.5000	am	(P-13233/93;A-4705)
	220.6100	am	(P-13294/93;A-4745)	260.5100	am	(P-13233/93;A-4705)
	220.6200	am	(P-13294/93;A-4745)	260.5200	am	(P-13233/93;A-4705)
	220.6300	am	(P-13294/93;A-4745)	260.5300	am	(P-13233/93;A-4705)
	220.6400	am	(P-13294/93;A-4745)	260.5400	am	(P-13233/93;A-4705)
	220.6500	am	(P-13294/93;A-4745)	260.5500	am	(P-13233/93;A-4705)
	220.6600	am	(P-13294/93;A-4745)	260.5600	am	(P-13233/93;A-4705)
	220.6700	am	(P-13294/93;A-4745)	260.5700	am	(P-13233/93;A-4705)
	220.6800	am	(P-13294/93;A-4745)	260.5800	am	(P-13233/93;A-4705)
	220.6900	am	(P-13294/93;A-4745)	260.5900	am	(P-13233/93;A-4705)
	220.7000	am	(P-13294/93;A-4745)	260.6000	am	(P-13233/93;A-4705)
	220.7100	am	(P-13294/93;A-4745)	260.6100	am	(P-13233/93;A-4705)
	220.7200	am	(P-13294/93;A-4745)	260.6200	am	(P-13233/93;A-4705)
	220.7300	am	(P-13294/93;A-4745)	260.6300	am	(P-13233/93;A-4705)
	220.7400	am	(P-13294/93;A-4745)	260.6400	am	(P-13233/93;A-4705)
	220.7500	am	(P-13294/93;A-4745)	260.6500	am	(P-13233/93;A-4705)
	220.7600	am	(P-13294/93;A-4745)	260.6600	am	(P-13233/93;A-4705)
	220.7700	am	(P-13294/93;A-4745)	260.6700	am	(P-13233/93;A-4705)
	220.7800	am	(P-13294/93;A-4745)	260.6800	am	(P-13233/93;A-4705)
	220.7900	am	(P-13294/93;A-4745)	260.6900	am	(P-13233/93;A-4705)
	220.8000	am	(P-13294/93;A-4745)	260.7000	am	(P-13233/93;A-4705)
	220.8100	am	(P-13294/93;A-4745)	260.7100	am	(P-13233/93;A-4705)
	220.8200	am	(P-13294/93;A-4745)	260.7200	am	(P-13233/93;A-4705)
	220.8300	am	(P-13294/93;A-4745)	260.7300	am	(P-13233/93;A-4705)
	220.8400	am	(P-13294/93;A-4745)	260.7400	am	(P-13233/93;A-4705)
	220.8500	am	(P-13294/93;A-4745)	260.7500	am	(P-13233/93;A-4705)
	220.8600	am	(P-13294/93;A-4745)	260.7600	am	(P-13233/93;A-4705)
	220.8700	am	(P-13294/93;A-4745)	260.7700	am	(P-13233/93;A-4705)
	220.8800	am	(P-13294/93;A-4745)	260.7800	am	(P-13233/93;A-4705)
	220.8900	am	(P-13294/93;A-4745)	260.7900	am	(P-13233/93;A-4705)
	220.9000	am	(P-13294/93;A-4745)	260.8000	am	(P-13233/93;A-4705)
	220.9100	am	(P-13294/93;A-4745)	260.8100	am	(P-13233/93;A-4705)
	220.9200	am	(P-13294/93;A-4745)	260.8200	am	(P-13233/93;A-4705)
	220.9300	am	(P-13294/93;A-4745)	260.8300	am	(P-13233/93;A-4705)
	220.9400	am	(P-13294/93;A-4745)	260.8400	am	(P-13233/93;A-4705)
	220.9500	am	(P-13294/93;A-4745)	260.8500	am	(P-13233/93;A-4705)
	220.9600	am	(P-13294/93;A-4745)	260.8600	am	(P-13233/93;A-4705)
	220.9700	am	(P-13294/93;A-4745)	260.8700	am	(P-13233/93;A-4705)
	220.9800	am	(P-13294/93;A-4745)	260.8800	am	(P-13233/93;A-4705)
	220.9900	am	(P-13294/93;A-4745)	260.8900	am	(P-13233/93;A-4705)
	220.1000	am	(P-13294/93;A-4745)	260.9000	am	(P-13233/93;A-4705)
	220.1100	am	(P-13294/93;A-4745)	260.9100	am	(P-13233/93;A-4705)
	220.1200	am	(P-13294/93;A-4745)	260.9200	am	(P-13233/93;A-4705)
	220.1300	am	(P-13294/93;A-4745)	260.9300	am	(P-13233/93;A-4705)
	220.1400	am	(P-13294/93;A-4745)	260.9400	am	(P-13233/93;A-4705)
	220.1500	am	(P-13294/93;A-4745)	260.9500	am	(P-13233/93;A-4705)
	220.1600	am	(P-13294/93;A-4745)	260.9600	am	(P-13233/93;A-4705)
	220.1700	am	(P-13294/93;A-4745)	260.9700	am	(P-13233/93;A-4705)
	220.1800	am	(P-13294/93;A-4745)	260.9800	am	(P-13233/93;A-4705)
	220.1900	am	(P-13294/93;A-4745)	260.9900	am	(P-13233/93;A-4705)
	220.2000	am	(P-13294/93;A-4745)	260.1000	am	(P-13233/93;A-4705)
	220.2100	am	(P-13294/93;A-4745)	260.1100	am	(P-13233/93;A-4705)
	220.2200	am	(P-13294/93;A-4745)	260.1200	am	(P-13233/93;A-4705)
	220.2300	am	(P-13294/93;A-4745)	260.1300	am	(P-13233/93;A-4705)
	220.2400	am	(P-13294/93;A-4745)	260.1400	am	(P-13233/93;A-4705)
	220.2500	am	(P-13294/93;A-4745)	260.1500	am	(P-13233/93;A-4705)
	220.2600	am	(P-13294/93;A-4745)	260.1600	am	(P-13233/93;A-4705)
	220.2700	am	(P-13294/93;A-4745)	260.1700	am	(P-13233/93;A-4705)
	220.2800	am	(P-13294/93;A-4745)	260.1800	am	(P-13233/93;A-4705)
	220.2900	am	(P-13294/93;A-4745)	260.1900	am	(P-13233/93;A-4705)
	220.3000	am	(P-13294/93;A-4745)	260.2000	am	(P-13233/93;A-4705)
	220.3100	am	(P-13294/93;A-4745)	260.2100	am	(P-13233/93;A-4705)
	220.3200	am	(P-13294/93;A-4745)	260.2200	am	(P-13233/93;A-4705)
	220.3300	am	(P-13294/93;A-4745)	260.2300	am	(P-13233/93;A-4705)
	220.3400	am	(P-13294/93;A-4745)	260.2400	am	(P-13233/93;A-4705)
	220.3500	am	(P-13294/93;A-4745)	260.2500	am	(P-13233/93;A-47

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Time 23_cen1		Time 23_cen2		Time 23_cen3		Time 23_cen4		Time 23_cen5		Time 23_cen6		Time 23_cen7		Time 23_cen8		Time 23_cen9		Time 23_cen10		Time 23_cen11		Time 23_cen12		Time 23_cen13		Time 23_cen14		Time 23_cen15		Time 23_cen16		Time 23_cen17		Time 23_cen18		Time 23_cen19		Time 23_cen20		Time 23_cen21		Time 23_cen22		Time 23_cen23		Time 23_cen24		Time 23_cen25		Time 23_cen26		Time 23_cen27		Time 23_cen28		Time 23_cen29		Time 23_cen30		Time 23_cen31		Time 23_cen32		Time 23_cen33		Time 23_cen34		Time 23_cen35		Time 23_cen36		Time 23_cen37		Time 23_cen38		Time 23_cen39		Time 23_cen40		Time 23_cen41		Time 23_cen42		Time 23_cen43		Time 23_cen44		Time 23_cen45		Time 23_cen46		Time 23_cen47		Time 23_cen48		Time 23_cen49		Time 23_cen50		Time 23_cen51		Time 23_cen52		Time 23_cen53		Time 23_cen54		Time 23_cen55		Time 23_cen56		Time 23_cen57		Time 23_cen58		Time 23_cen59		Time 23_cen60		Time 23_cen61		Time 23_cen62		Time 23_cen63		Time 23_cen64		Time 23_cen65		Time 23_cen66		Time 23_cen67		Time 23_cen68		Time 23_cen69		Time 23_cen70		Time 23_cen71		Time 23_cen72		Time 23_cen73		Time 23_cen74		Time 23_cen75		Time 23_cen76		Time 23_cen77		Time 23_cen78		Time 23_cen79		Time 23_cen80		Time 23_cen81		Time 23_cen82		Time 23_cen83		Time 23_cen84		Time 23_cen85		Time 23_cen86		Time 23_cen87		Time 23_cen88		Time 23_cen89		Time 23_cen90		Time 23_cen91		Time 23_cen92		Time 23_cen93		Time 23_cen94		Time 23_cen95		Time 23_cen96		Time 23_cen97		Time 23_cen98		Time 23_cen99		Time 23_cen100		Time 23_cen101		Time 23_cen102		Time 23_cen103		Time 23_cen104		Time 23_cen105		Time 23_cen106		Time 23_cen107		Time 23_cen108		Time 23_cen109		Time 23_cen110		Time 23_cen111		Time 23_cen112		Time 23_cen113		Time 23_cen114		Time 23_cen115		Time 23_cen116		Time 23_cen117		Time 23_cen118		Time 23_cen119		Time 23_cen120		Time 23_cen121		Time 23_cen122		Time 23_cen123		Time 23_cen124		Time 23_cen125		Time 23_cen126		Time 23_cen127		Time 23_cen128		Time 23_cen129		Time 23_cen130		Time 23_cen131		Time 23_cen132		Time 23_cen133		Time 23_cen134		Time 23_cen135		Time 23_cen136		Time 23_cen137		Time 23_cen138		Time 23_cen139		Time 23_cen140		Time 23_cen141		Time 23_cen142		Time 23_cen143		Time 23_cen144		Time 23_cen145		Time 23_cen146		Time 23_cen147		Time 23_cen148		Time 23_cen149		Time 23_cen150		Time 23_cen151		Time 23_cen152		Time 23_cen153		Time 23_cen154		Time 23_cen155		Time 23_cen156		Time 23_cen157		Time 23_cen158		Time 23_cen159		Time 23_cen160		Time 23_cen161		Time 23_cen162		Time 23_cen163		Time 23_cen164		Time 23_cen165		Time 23_cen166		Time 23_cen167		Time 23_cen168		Time 23_cen169		Time 23_cen170		Time 23_cen171		Time 23_cen172		Time 23_cen173		Time 23_cen174		Time 23_cen175		Time 23_cen176		Time 23_cen177		Time 23_cen178		Time 23_cen179		Time 23_cen180		Time 23_cen181		Time 23_cen182		Time 23_cen183		Time 23_cen184		Time 23_cen185		Time 23_cen186		Time 23_cen187		Time 23_cen188		Time 23_cen189		Time 23_cen190		Time 23_cen191		Time 23_cen192		Time 23_cen193		Time 23_cen194		Time 23_cen195		Time 23_cen196		Time 23_cen197		Time 23_cen198		Time 23_cen199		Time 23_cen200		Time 23_cen201		Time 23_cen202		Time 23_cen203		Time 23_cen204		Time 23_cen205		Time 23_cen206		Time 23_cen207		Time 23_cen208		Time 23_cen209		Time 23_cen210		Time 23_cen211		Time 23_cen212		Time 23_cen213		Time 23_cen214		Time 23_cen215		Time 23_cen216		Time 23_cen217		Time 23_cen218		Time 23_cen219		Time 23_cen220		Time 23_cen221		Time 23_cen222		Time 23_cen223		Time 23_cen224		Time 23_cen225		Time 23_cen226		Time 23_cen227		Time 23_cen228		Time 23_cen229		Time 23_cen230		Time 23_cen231		Time 23_cen232		Time 23_cen233		Time 23_cen234		Time 23_cen235		Time 23_cen236		Time 23_cen237		Time 23_cen238		Time 23_cen239		Time 23_cen240		Time 23_cen241		Time 23_cen242		Time 23_cen243		Time 23_cen244		Time 23_cen245		Time 23_cen246		Time 23_cen247		Time 23_cen248		Time 23_cen249		Time 23_cen250		Time 23_cen251		Time 23_cen252		Time 23_cen253		Time 23_cen254		Time 23_cen255		Time 23_cen256		Time 23_cen257		Time 23_cen258		Time 23_cen259		Time 23_cen260		Time 23_cen261		Time 23_cen262		Time 23_cen263		Time 23_cen264		Time 23_cen265		Time 23_cen266		Time 23_cen267		Time 23_cen268		Time 23_cen269		Time 23_cen270		Time 23_cen271		Time 23_cen272		Time 23_cen273		Time 23_cen274		Time 23_cen275		Time 23_cen276		Time 23_cen277		Time 23_cen278		Time 23_cen279		Time 23_cen280		Time 23_cen281		Time 23_cen282		Time 23_cen283		Time 23_cen284		Time 23_cen285		Time 23_cen286		Time 23_cen287		Time 23_cen288		Time 23_cen289		Time 23_cen290		Time 23_cen291		Time 23_cen292		Time 23_cen293		Time 23_cen294		Time 23_cen295		Time 23_cen296		Time 23_cen297		Time 23_cen298		Time 23_cen299		Time 23_cen300		Time 23_cen301		Time 23_cen302		Time 23_cen303		Time 23_cen304		Time 23_cen305		Time 23_cen306		Time 23_cen307		Time 23_cen308		Time 23_cen309		Time 23_cen310		Time 23_cen311		Time 23_cen312		Time 23_cen313		Time 23_cen314		Time 23_cen315		Time 23_cen316		Time 23_cen317		Time 23_cen318		Time 23_cen319		Time 23_cen320		Time 23_cen321		Time 23_cen322		Time 23_cen323		Time 23_cen324		Time 23_cen325		Time 23_cen326		Time 23_cen327		Time 23_cen328		Time 23_cen329		Time 23_cen330		Time 23_cen331		Time 23_cen332		Time 23_cen333		Time 23_cen334		Time 23_cen335		Time 23_cen336		Time 23_cen337		Time 23_cen338		Time 23_cen339		Time 23_cen340		Time 23_cen341		Time 23_cen342		Time 23_cen343		Time 23_cen344		Time 23_cen345		Time 23_cen346		Time 23_cen347		Time 23_cen348		Time 23_cen349		Time 23_cen350		Time 23_cen351		Time 23_cen352		Time 23_cen353		Time 23_cen354		Time 23_cen355		Time 23_cen356		Time 23_cen357		Time 23_cen358		Time 23_cen359		Time 23_cen360		Time 23_cen361		Time 23_cen362		Time 23_cen363		Time 23_cen364		Time 23_cen365		Time 23_cen366		Time 23_cen367		Time 23_cen368		Time 23_cen369		Time 23_cen370		Time 23_cen371		Time 23_cen372		Time 23_cen373		Time 23_cen374		Time 23_cen375		Time 23_cen376		Time 23_cen377		Time 23_cen378		Time 23_cen379		Time 23_cen380		Time 23_cen381		Time 23_cen382		Time 23_cen383		Time 23_cen384		Time 23_cen385		Time 23_cen386		Time 23_cen387		Time 23_cen388		Time 23_cen389		Time 23_cen390		Time 23_cen391		Time 23_cen392		Time 23_cen393		Time 23_cen394		Time 23_cen395		Time 23_cen396		Time 23_cen397		Time 23_cen398		Time 23_cen399		Time 23_cen400		Time 23_cen401		Time 23_cen402		Time 23_cen403		Time 23_cen404		Time 23_cen405		Time 23_cen406		Time 23_cen407		Time 23_cen408		Time 23_cen409		Time 23_cen410		Time 23_cen411		Time 23_cen412		Time 23_cen413		Time 23_cen414		Time 23_cen415		Time 23_cen416		Time 23_cen417		Time 23_cen418		Time 23_cen419		Time 23_cen420		Time 23_cen421		Time 23_cen422		Time 23_cen423		Time 23_cen424		Time 23_cen425		Time 23_cen426		Time 23_cen427		Time 23_cen428		Time 23_cen429		Time 23_cen430		Time 23_cen431		Time 23_cen432		Time 23_cen433		Time 23_cen434		Time 23_cen435		Time 23_cen436		Time 23_cen437		Time 23_cen438		Time 23_cen439		Time 23_cen440		Time 23_cen441		Time 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23_cen628		Time 23_cen629		Time 23_cen630		Time 23_cen631		Time 23_cen632		Time 23_cen633		Time 23_cen634		Time 23_cen635		Time 23_cen636		Time 23_cen637		Time 23_cen638		Time 23_cen639		Time 23_cen640		Time 23_cen641		Time 23_cen642		Time 23_cen643		Time 23_cen644		Time 23_cen645		Time 23_cen646		Time 23_cen647		Time 23_cen648		Time 23_cen649		Time 23_cen650		Time 23_cen651		Time 23_cen652		Time 23_cen653		Time 23_cen654		Time 23_cen655		Time 23_cen656		Time 23_cen657		Time 23_cen658		Time 23_cen659		Time 23_cen660		Time 23_cen661		Time 23_cen662		Time 23_cen663		Time 23_cen664		Time 23_cen665		Time 23_cen666		Time 23_cen667		Time 23_cen668		Time 23_cen669		Time 23_cen670		Time 23_cen671		Time 23_cen672		Time 23_cen673		Time 23_cen674		Time 23_cen675		Time 23_cen676		Time 23_cen677		Time 23_cen678		Time 23_cen679		Time 23_cen680		Time 23_cen681		Time 23_cen682		Time 23_cen683		Time 23_cen684		Time 23_cen685		Time 23_cen686		Time 23_cen687		Time 23_cen688		Time 23_cen689		Time 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CTIONS AFFECTED INDEX

April 22, 1994

(Title 35, cont.)

[illegible]

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ACTIONS AFFECTED INDEX

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(Total = 36 cont.)

(Title 36, cont.)					200.120	r	(P-22)			360.201	em	(P-1669)(E-2124)
					200.160	r	(P-22)			360.202	em	(P-1669)(E-2124)
	811.703	em	(P-8726)(G3-A-1308)	(C-4434)	200.170	r	(P-22)			360.203	em	(P-1669)(E-2124)
	811.704	em	(P-8726)(G3-A-1308)	(C-4434)	200.180	r	(P-22)			360.204	em	(P-1669)(E-2124)
					200.190	r	(P-22)			360.301	em	(P-1669)(E-2124)
	811.706	em	(P-8726)(G3-A-1308)	(C-4434)	200.230	r	(P-22)			360.303	em	(P-1669)(E-2124)
					200.240	r	(P-22)			360.304	em	(P-1669)(E-2124)
	811.708	em	(P-8726)(G3-A-1308)	(C-4434)	200.260	r	(P-22)			360.305	em	(P-1669)(E-2124)
					200.280	r	(P-22)			360.310	em	(P-1669)(E-2124)
	811.707	em	(P-8726)(G3-A-1308)	(C-4434)	200.270	r	(P-22)			360.401	em	(P-1669)(E-2124)
					200.280	r	(P-22)			360.501	em	(P-1669)(E-2124)
	811.708	em	(P-8726)(G3-A-1308)	(C-4434)	200.280	r	(P-22)			360.502	em	(P-1669)(E-2124)
					200.300	r	(P-22)			360.503	em	(P-1669)(E-2124)
	811.708	em	(P-8726)(G3-A-1308)	(C-4434)	200.310	r	(P-22)			360.506	em	(P-1669)(E-2124)
					200.330	r	(P-22)			360.508	em	(P-1669)(E-2124)
	811.710	em	(P-8726)(G3-A-1308)	(C-4434)	200.330	r	(P-22)			360.601	em	(P-1669)(E-2124)
					200.340	em	(P-22)			360.602	em	(P-1669)(E-2124)
	811.711	em	(P-8726)(G3-A-1308)	(C-4434)						360.603	em	(P-1669)(E-2124)
	811.712	em	(P-8726)(G3-A-1308)	(C-4434)	TITLE 44					360.801	em	(P-1669)(E-2124)
					650.10	n	(P-3208)			360.802	em	(P-1669)(E-2124)
811.713	em	(P-8726)(G3-A-1308)	(C-4434)	650.20	n	(P-3208)			360.803	em	(P-1669)(E-2124)	
				650.30	n	(P-3208)			360.804	em	(P-1669)(E-2124)	
811.714	em	(P-8726)(G3-A-1308)	(C-4434)	650.40	n	(P-3208)			360.901	em	(P-1669)(E-2124)	
				650.50	n	(P-3208)			360.902	em	(P-1669)(E-2124)	
811.716	em	(P-8726)(G3-A-1308)	(C-4434)	650.60	n	(P-3208)			360.903	em	(P-1669)(E-2124)	
				650.70	n	(P-3208)			360.904	em	(P-1669)(E-2124)	
811.Ap.A	em	(P-8726)(G3-A-1308)	(C-4434)	650.80	n	(P-3208)			360.905	em	(P-1669)(E-2124)	
				650.90	n	(P-3208)			360.1101	em	(P-1669)(E-2124)	
I.I.A	em	(P-8726)(G3-A-1308)	(C-4434)	650.100	n	(P-3208)			360.1102	em	(P-1669)(E-2124)	
				650.110	n	(P-3208)			365.101	n	(P-9561)(E-1596)	
I.I.C	em	(P-8726)(G3-A-1308)	(C-4434)	650.120	n	(P-3208)			365.102	n	(P-9561)(E-1596)	
				650.130	n	(P-3208)			365.103	n	(P-9561)(E-1596)	
I.I.D	em	(P-8726)(G3-A-1308)	(C-4434)	650.140	n	(P-3208)			365.104	n	(P-9561)(E-1596)	
				650.150	n	(P-3208)			365.105	n	(P-9561)(E-1596)	
I.I.E	em	(P-8726)(G3-A-1308)	(C-4434)	650.160	n	(P-3208)			365.106	n	(P-9561)(E-1596)	
				650.170	n	(P-3208)			365.107	n	(P-9561)(E-1596)	
811.Ap.B	em	(P-8726)(G3-A-1308)	(C-4434)	650.180	n	(P-3208)			365.108	n	(P-9561)(E-1596)	
				650.190	n	(P-3208)			365.109	n	(P-9561)(E-1596)	
813.106	em	(P-16920)(G3-A-2409)	(EC-3018)	650.200	n	(P-3208)			365.110	n	(P-9561)(E-1596)	
				650.210	n	(P-3208)			365.111	n	(P-9561)(E-1596)	
814.101	em	(P-8714683-A-1284)	(P-8714683-A-1284)	650.220	n	(P-3208)			365.112	n	(P-9561)(E-1596)	
				650.230	n	(P-3208)			365.113	n	(P-9561)(E-1596)	
814.103	em	(P-8714683-A-1284)	(P-8714683-A-1284)	650.330	n	(P-3208)			365.114	n	(P-9561)(E-1596)	
				650.340	n	(P-3208)			365.115	n	(P-9561)(E-1596)	
814.104	em	(P-8714683-A-1284)	(P-8714683-A-1284)	650.350	n	(P-3208)			365.201	n	(P-9561)(E-1596)	
814.106	em	(P-8714683-A-1284)	(P-8714683-A-1284)	650.450	n	(P-3208)			365.202	n	(P-9561)(E-1596)	
814.107	n	(P-8714683-A-1284)	660.Ap.A	650.460	n	(P-3208)			365.203	n	(P-9561)(E-1596)	
814.108	n	(P-8714683-A-1284)	660.Ap.B	650.470	n	(P-3208)			365.204	n	(P-9561)(E-1596)	
814.108	n	(P-8714683-A-1284)	660.Ap.C	650.480	n	(P-3208)			365.301	n	(P-9561)(E-1596)	
814.302	em	(P-8714683-A-1284)	650.Ap.D	650.490	n	(P-3208)			365.302	n	(P-9561)(E-1596)	
814.402	em	(P-8714683-A-1284)	650.Ap.E	5000.250	n	(P-3208)			365.303	n	(P-9561)(E-1596)	
814.501	em	(P-8714683-A-1284)	5000.250	5000.250	n	(P-3208)			365.304	n	(P-9561)(E-1596)	
814.Ap.A	n	(P-8714683-A-1284)	5000.310	5000.310	em	(P-5057)			365.305	n	(P-9561)(E-1596)	
TITLE 38				TITLE 47					365.306	n	(P-9561)(E-1596)	
				160.10	em	(P-15747933-A-5163)			365.307	n	(P-9561)(E-1596)	
380.10	n	(P-19347933-A-4630)	160.30	160.30	em	(P-15747933-A-5163)			365.401	n	(P-9561)(E-1596)	
380.20	n	(P-19347933-A-4630)	160.40	160.40	em	(P-15747933-A-5163)			365.402	n	(P-9561)(E-1596)	
380.30	n	(P-19347933-A-4630)	160.50	160.50	em	(P-15747933-A-5163)			365.404	n	(P-9561)(E-1596)	
TITLE 41				160.60	em	(P-15747933-A-5163)			365.405	n	(P-9561)(E-1596)	
200.6	em	(P-22)	160.80	160.80	em	(P-15747933-A-5163)			365.501	n	(P-9561)(E-1596)	
200.10	em	(P-22)	310.10	310.10	em	(P-1669)(E-2124)			365.502	n	(P-9561)(E-1596)	
200.20	em	(P-22)	310.101	310.101	em	(P-1669)(E-2124)			365.503	n	(P-9561)(E-1596)	
200.30	em	(P-22)	360.103	360.103	em	(P-1669)(E-2124)			365.504	n	(P-9561)(E-1596)	
200.40	em	(P-22)	360.106	360.106	em	(P-1669)(E-2124)			365.505	n	(P-9561)(E-1596)	
200.60	em	(P-22)	360.108	360.108	em	(P-1669)(E-2124)			365.506	n	(P-9561)(E-1596)	
200.70	em	(P-22)	360.114	360.114	em	(P-1669)(E-2124)			365.507	n	(P-9561)(E-1596)	
200.100	em	(P-22)			em	(P-1669)(E-2124)			365.508	n	(P-9561)(E-1596)	

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(Title 47, cont.)	2012.115	em	(P-11279/93.A-2239)	2850.140	r	(P-2008/93.RC-6022)	1776.100	em	(P-20217/93.A-4956)	1400.30	em	(P-2566)	250.110	em	(P-46)
	2012.116	em	(P-11279/93.A-2239)	2850.150	r	(P-2008/93.RC-6022)	1776.100	em	(P-20217/93.A-4956)	1400.40	em	(P-2566)	250.120	em	(P-46)
	2012.117	em	(P-11279/93.A-2239)	2850.160	r	(P-2008/93.RC-6022)	1776.100	em	(P-20217/93.A-4956)	1400.50	em	(P-2566)	250.130	em	(P-46)
	2012.120	em	(P-11279/93.A-2239)	2850.220	r	(P-2008/93.RC-6022)	1776.100	em	(P-20217/93.A-4956)	1400.60	em	(P-2566)	250.140	em	(P-46)
	2012.121	em	(P-11279/93.A-2239)	2850.230	r	(P-2008/93.RC-6022)	1776.100	em	(P-20217/93.A-4956)	1400.70	em	(P-2566)	250.150	em	(P-46)
	2012.124	em	(P-11279/93.A-2239)	2850.240	em	(P-2008/93.RC-6022)	1776.100	em	(P-20217/93.A-4956)	1400.80	em	(P-2566)	250.160	em	(P-46)
	2012.126	em	(P-11279/93.A-2239)	2850.240	em	(P-2008/93.RC-6022)	1776.100	em	(P-20217/93.A-4956)	1400.90	em	(P-2566)	250.170	em	(P-46)
	2012.130	em	(P-11279/93.A-2239)	2850.250	em	(P-2008/93.RC-6022)	1776.100	em	(P-20217/93.A-4956)	1400.90	em	(P-2566)	250.180	em	(P-46)
	2012.140	em	(P-11279/93.A-2239)	2850.310	em	(P-2008/93.RC-6022)	1776.100	em	(P-20217/93.A-4956)	1400.90	em	(P-2566)	250.190	em	(P-46)
	2012.150	em	(P-11279/93.A-2239)	2850.310	em	(P-2008/93.RC-6022)	1776.100	em	(P-20217/93.A-4956)	1400.90	em	(P-2566)	250.200	em	(P-46)
	2012.Ex.C	em	(P-11279/93.A-2239)	2850.320	em	(P-2008/93.RC-6022)	1776.100	em	(P-20217/93.A-4956)	1400.90	em	(P-2566)	250.210	em	(P-46)
	2012.Ex.D	em	(P-11279/93.A-2239)	2850.330	em	(P-2008/93.RC-6022)	1776.100	em	(P-20217/93.A-4956)	1400.90	em	(P-2566)	250.220	em	(P-46)
	2012.160	n	(P-37)	2850.350	em	(P-2008/93.RC-6022)	1776.100	em	(P-20217/93.A-4956)	1400.90	em	(P-2566)	250.230	em	(P-46)
	2017.20	n	(P-37)	2760.127	em	(E-263.1)	1776.100	em	(P-20217/93.A-4956)	1400.90	em	(P-2566)	250.240	em	(P-46)
	2017.30	n	(P-37)	2760.140	em	(P-1831/93.A-281)	1776.100	em	(P-20217/93.A-4956)	1400.90	em	(P-2566)	250.250	em	(P-46)
	2017.40	n	(P-37)	2770.110	em	(P-1762/93.A-250)	1776.110	em	(P-20217/93.A-4956)	1400.90	em	(P-2566)	250.260	em	(P-46)
	2017.50	n	(P-37)	2770.105	em	(P-1762/93.A-250)	1776.110	em	(P-20217/93.A-4956)	1400.90	em	(P-2566)	250.270	em	(P-46)
	2017.60	n	(P-37)	2770.110	em	(P-1762/93.A-250)	1776.110	em	(P-20217/93.A-4956)	1400.90	em	(P-2566)	250.280	em	(P-46)
	2017.70	n	(P-37)	2885.130	em	(P-19421/93.A-4180)	1776.110	em	(P-20217/93.A-4956)	1400.90	em	(P-2566)	250.290	em	(P-46)
	2017.80	n	(P-391)	2915.43	n	(P-18415/93.A-4154)	1776.110	em	(P-20217/93.A-4956)	1400.90	em	(P-2566)	250.300	em	(P-46)
	2017.90	n	(P-391)	2915.43	n	(P-18415/93.A-4154)	1776.110	em	(P-20217/93.A-4956)	1400.90	em	(P-2566)	250.310	em	(P-46)
	2018.30	n	(P-391)	2915.43	n	(P-18415/93.A-4154)	1776.110	em	(P-20217/93.A-4956)	1400.90	em	(P-2566)	250.320	em	(P-46)
	2018.40	n	(P-391)	2915.43	n	(P-18415/93.A-4154)	1776.110	em	(P-20217/93.A-4956)	1400.90	em	(P-2566)	250.330	em	(P-46)
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505.40	n	(P-13631/93:A.533)	600.500	n	(P-14608/93:A.4276)	615.330	n	(P-17799/93:A.4320)	
505.50	f	(P-13631/93:A.533)	600.510	f	(P-14608/93:A.4276)	615.340	f	(P-17799/93:A.4317)	
505.60	f	(P-13631/93:A.533)	600.510	f	(P-14608/93:A.4276)	615.340	f	(P-17799/93:A.4320)	
505.66A	n	(P-12101/93:A.2620)	600.600	f	(P-14631/93:A.4422)	615.350	f	(P-17799/93:A.4317)	
506.20	f	(P-98)	600.610	f	(P-14631/93:A.4422)	615.360	f	(P-17799/93:A.4317)	
507.100	n	(P-98)	600.710	f	(P-14631/93:A.4422)	615.370	f	(P-17799/93:A.4317)	
507.200	f	(P-98)	600.720	f	(P-14631/93:A.4422)	615.380	f	(P-17799/93:A.4317)	
507.300	f	(P-98)	600.730	f	(P-14631/93:A.4422)	615.390	f	(P-17799/93:A.4317)	
507.400	f	(P-98)	600.800	f	(P-14631/93:A.4422)	615.400	f	(P-17799/93:A.4317)	
507.500	f	(P-98)	600.810	f	(P-14631/93:A.4422)	615.410	n	(P-17799/93:A.4320)	
507.600	f	(P-98)	600.820	f	(P-14631/93:A.4422)	615.420	f	(P-17799/93:A.4317)	
507.700	f	(P-3088)	600.830	f	(P-14631/93:A.4422)	615.430	f	(P-17799/93:A.4317)	
508.10	f	(P-3088)	600.840	f	(P-14631/93:A.4422)	615.440	f	(P-17799/93:A.4317)	
508.20	f	(P-3088)	600.890	f	(P-14631/93:A.4422)	615.450	f	(P-17799/93:A.4317)	
508.30	f	(P-3088)	600.910	f	(P-14631/93:A.4422)	615.540	f	(P-17799/93:A.4317)	
508.40	f	(P-3088)	600.930	f	(P-14631/93:A.4422)	615.550	f	(P-17799/93:A.4317)	
508.50	f	(P-3088)	600.1000	f	(P-14631/93:A.4422)	615.560	f	(P-17799/93:A.4317)	
508.100	f	(P-3088)	600.1010	f	(P-14631/93:A.4422)	615.680	f	(P-17799/93:A.4317)	
508.110	f	(P-3088)	600.1020	f	(P-14631/93:A.4422)	615.690	f	(P-17799/93:A.4317)	
508.120	f	(P-3088)	600.1030	f	(P-14631/93:A.4422)	615.700	f	(P-17799/93:A.4317)	
508.130	f	(P-3088)	600.1100	f	(P-14631/93:A.4422)	615.710	f	(P-17799/93:A.4317)	
508.140	f	(P-3088)	600.1110	f	(P-14631/93:A.4422)	615.720	f	(P-17799/93:A.4317)	
508.210	f	(P-3088)	600.1120	f	(P-14631/93:A.4422)	615.730	f	(P-17799/93:A.4317)	
508.220	f	(P-3088)	600.1130	f	(P-14631/93:A.4422)	615.740	f	(P-17799/93:A.4317)	
508.230	f	(P-3088)	600.1140	f	(P-14631/93:A.4422)	615.750	f	(P-17799/93:A.4317)	
508.300	f	(P-3088)	600.1150	f	(P-14631/93:A.4422)	615.760	f	(P-17799/93:A.4317)	
508.310	f	(P-3088)	600.1160	f	(P-14631/93:A.4422)	615.770	f	(P-17799/93:A.4317)	
508.320	f	(P-3088)	600.1200	f	(P-14631/93:A.4422)	615.780	f	(P-17799/93:A.4317)	
508.330	f	(P-3088)	600.1210	f	(P-14631/93:A.4422)	615.790	f	(P-17799/93:A.4317)	
508.340	f	(P-3088)	600.1220	f	(P-14631/93:A.4422)	615.800	f	(P-17799/93:A.4317)	
508.10	f	(P-3077)	600.1300	f	(P-14631/93:A.4422)	615.920	f	(P-17799/93:A.4317)	
508.20	f	(P-3077)	600.1310	f	(P-14631/93:A.4422)	615.930	f	(P-17799/93:A.4317)	
508.30	f	(P-3077)	600.1400	f	(P-14631/93:A.4422)	615.940	f	(P-17799/93:A.4317)	
508.100	f	(P-3077)	600.1410	f	(P-14631/93:A.4422)	615.950	f	(P-17799/93:A.4317)	
508.110	f	(P-3077)	600.1500	f	(P-14631/93:A.4422)	615.960	f	(P-17799/93:A.4317)	
508.120	f	(P-3077)	600.1600	f	(P-14631/93:A.4422)	615.970	f	(P-17799/93:A.4317)	
508.130	f	(P-3077)	600.1610	f	(P-14631/93:A.4422)	615.980	f	(P-17799/93:A.4317)	
508.140	f	(P-3077)	610.100	f	(P-14629/93:A.4310)	635.90	f	(P-17799/93:A.4320)	
600.100	f	(P-14631/63:A.4422)	610.110	f	(P-14629/93:A.4310)	635.91	f	(P-17799/93:A.4320)	
600.100	f	(P-14606/63:A.4276)	610.210	f	(P-14629/93:A.4310)	665.100	f	(P-12269/93:A.2450)	
600.110	f	(P-14631/63:A.4422)	610.210	f	(P-14629/93:A.4310)	665.110	f	(P-12269/93:A.2450)	
600.110	f	(P-14606/63:A.4276)	610.100	f	(P-14629/93:A.4310)	665.120	f	(P-12269/93:A.2450)	
600.120	f	(P-14631/63:A.4422)	610.110	f	(P-14629/93:A.4310)	665.130	f	(P-12269/93:A.2450)	
600.130	f	(P-14631/63:A.4422)	610.120	f	(P-14629/93:A.4310)	665.140	f	(P-12269/93:A.2450)	
600.140	f	(P-14631/63:A.4422)	610.210	f	(P-14629/93:A.4310)	665.150	f	(P-12269/93:A.2450)	
600.200	f	(P-14631/63:A.4422)	610.210	f	(P-14629/93:A.4310)	665.220	f	(P-12269/93:A.2450)	
600.200	f	(P-14606/63:A.4276)	610.300	f	(P-14629/93:A.4310)	665.230	f	(P-12269/93:A.2450)	
600.210	f	(P-14631/63:A.4422)	610.310	f	(P-14629/93:A.4310)	665.240	f	(P-12269/93:A.2450)	
600.220	f	(P-14606/93:A.4276)	610.320	f	(P-14629/93:A.4310)	665.250	f	(P-12269/93:A.2450)	
600.230	f	(P-14631/63:A.4422)	610.330	f	(P-14629/93:A.4310)	665.260	f	(P-12269/93:A.2450)	
600.240	f	(P-14631/63:A.4422)	610.340	f	(P-14629/93:A.4310)	665.270	f	(P-12269/93:A.2450)	
600.250	f	(P-14631/63:A.4422)	610.350	f	(P-14629/93:A.4310)	665.280	f	(P-12269/93:A.2450)	
600.300	f	(P-14631/63:A.4422)	615.100	f	(P-17799/93:A.4320)	665.290	f	(P-12269/93:A.2450)	
600.310	f	(P-14631/63:A.4422)	615.110	f	(P-17799/93:A.4320)	665.300	f	(P-12269/93:A.2450)	
600.320	f	(P-14631/63:A.4422)	615.120	f	(P-17799/93:A.4320)	665.310	f	(P-12269/93:A.2450)	
600.330	f	(P-14631/63:A.4422)	615.130	f	(P-17799/93:A.4320)	665.320	f	(P-12269/93:A.2450)	
600.340	f	(P-14631/63:A.4422)	615.140	f	(P-17799/93:A.4320)	665.330	f	(P-12269/93:A.2450)	
600.350	f	(P-14631/63:A.4422)	615.150	f	(P-17799/93:A.4320)	665.340	f	(P-12269/93:A.2450)	
600.400	f	(P-14631/63:A.4422)	615.200	f	(P-17799/93:A.4320)	665.350	f	(P-12269/93:A.2450)	
600.410	f	(P-14631/63:A.4422)	615.210	f	(P-17799/93:A.4320)	665.360	f	(P-12269/93:A.2450)	
600.420	f	(P-14631/63:A.4422)	615.220	f	(P-17799/93:A.4320)	665.370	f	(P-12269/93:A.2450)	
600.430	f	(P-14631/63:A.4422)	615.230	f	(P-17799/93:A.4320)	665.380	f	(P-12269/93:A.2450)	
600.440	f	(P-14631/63:A.4422)	615.240	f	(P-17799/93:A.4320)	665.390	f	(P-12269/93:A.2450)	
600.450	f	(P-14631/63:A.4422)	615.250	f	(P-17799/93:A.4320)	665.400	f	(P-12269/93:A.2450)	
600.460	f	(P-14631/63:A.4422)	615.260	f	(P-17799/93:A.4320)	665.410	f	(P-12269/93:A.2450)	
600.470	f	(P-14631/63:A.4422)	615.270	f	(P-17799/93:A.4320)	665.420	f	(P-12269/93:A.2450)	
600.480	f	(P-14631/63:A.4422)	615.280	f	(P-17799/93:A.4320)	665.430	f	(P-12269/93:A.2450)	
600.490	f	(P-14631/63:A.4422)	615.290	f	(P-17799/93:A.4320)	665.440	f	(P-12269/93:A.2450)	
600.500	f	(P-14631/63:A.4422)	615.300	f	(P-17799/93:A.4320)	665.450	f	(P-12269/93:A.2450)	

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TITLE 77, cont.								
672.406	am	(P-1226993.A-2450)	682.10	am	(P-1258093.A-1427)	2510.Ap.C	am	(P-1994493.A-5300)
672.416	am	(P-1226993.A-2450)	682.A2.B	am	(P-1258093.A-1427)	2610.Ap.D	am	(P-1994493.A-5300)
672.420	am	(P-1226993.A-2450)	682.A2.B	am	(P-1258093.A-1427)	2510.Ap.E	am	(P-1994493.A-5300)
672.426	am	(P-1226993.A-2450)	780.20	n	(P-32001.E-3778)	2530.Ap.A	am	(P-1900793.A-5343)
672.435	am	(P-1226993.A-2450)	780.20	n	(P-32001.E-3778)	TITLE 80		
672.440	am	(P-1226993.A-2450)	780.40	n	(P-32001.E-3778)	2550.10	am	(P-1945393.A-1901)
672.446	am	(P-1226993.A-2450)	780.40	n	(P-32001.E-3778)	302.570	am	(P-1479893.A-1921)
672.450	am	(P-1226993.A-2450)	780.50	n	(P-32001.E-3778)	302.570	am	(P-1479893.A-1921)
672.505	am	(P-1226993.A-2450)	780.60	n	(P-32001.E-3778)	302.925	am	(P-1479893.A-1922)
672.510	am	(P-1226993.A-2450)	780.60	n	(P-32001.E-3778)	302.940	am	(P-1479893.A-1922)
672.516	am	(P-1226993.A-2450)	780.65	n	(P-32001.E-3778)	310.40	am	(P-2123393.A-5146)
672.520	am	(P-1226993.A-2450)	780.80	n	(P-32001.E-3778)	310.40	am	(P-2123393.A-5146)
672.600	am	(P-1226993.A-2450)	780.80	n	(P-32001.E-3778)	310.270	am	(P-2123393.A-5146)
672.605	am	(P-1226993.A-2450)	780.100	n	(P-32001.E-3778)	310.280	am	(P-2123393.A-5146)
672.610	am	(P-1226993.A-2450)	780.120	n	(P-32001.E-3778)	310.290	am	(P-1431493.A-1107)
672.615	am	(P-1226993.A-2450)	780.140	n	(P-32001.E-3778)	310.455	am	(P-1431493.A-1107)
672.620	am	(P-1226993.A-2450)	780.160	n	(P-32001.E-3778)	310.495	am	(P-1365793.A-2271)
672.640	am	(P-1226993.A-2450)	780.180	n	(P-32001.E-3778)	310.530	am	(P-1431493.A-1107)
672.645	am	(P-1226993.A-2450)	780.200	n	(P-32001.E-3778)	310.540	am	(P-2123393.A-5146)
672.660	am	(P-1226993.A-2450)	780.220	n	(P-32001.E-3778)	310.6.T	am	(P-2123393.A-5146)
672.665	am	(P-1226993.A-2450)	780.240	n	(P-32001.E-3778)	310.Ap.C	am	(P-1431493.A-1107)
672.680	am	(P-1226993.A-2450)	780.260	n	(P-32001.E-3778)	310.Ap.D	am	(P-1365793.A-2271)
672.685	am	(P-1226993.A-2450)	780.280	n	(P-32001.E-3778)	310.Ap.E	am	(P-1431493.A-1107)
672.690	am	(P-1226993.A-2450)	780.280	n	(P-32001.E-3778)	2550.1	am	(P-2449993.A-3115)
690.100	am	(P-1691)	780.280	n	(P-32001.E-3778)	2550.1	am	RC-3151)
690.110	am	(P-1691)	780.300	n	(P-2190)	2850.10	am	(P-2449993.A-3115)
690.200	am	(P-1691)	780.320	n	(P-2190)	2850.10	am	RC-3151)
690.300	am	(P-1691)	860.10	n	(P-2190)	2650.15	am	(P-2449993.A-3115)
690.310	am	(P-1691)	860.20	n	(P-2190)	2650.15	am	RC-3151)
690.325	am	(P-1691)	860.30	n	(P-2190)	2650.25	am	(P-2449993.A-3115)
690.330	am	(P-1691)	860.40	n	(P-2190)	2650.25	am	RC-3151)
690.350	am	(P-1691)	860.50	n	(P-2190)	2650.30	am	(P-2449993.A-3115)
690.365	am	(P-1691)	860.60	n	(P-2190)	2650.30	am	RC-3151)
690.370	am	(P-1691)	860.70	n	(P-2190)	2650.40	n	(P-2449993.A-3115)
690.380	am	(P-1691)	860.80	n	(P-2190)	2650.40	n	RC-3151)</

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(Title 92, cont.)									
14.910	am	(P-5798)	1030.96	n	(P-5833)	1375.3020	r	(P-6635/93A-1927)	
14.920	am	(P-5798)	1030.97	am	(P-15603/93A-1591)	1375.3030	r	(P-6635/93A-1927)	
14.930	am	(P-5798)	1040.20	am	(P-2606)	1375.4010	r	(P-6635/93A-1927)	
14.940	am	(P-5798)	1040.35	am	(P-1797)	1375.5010	r	(P-6635/93A-1927)	
14.950	am	(P-5798)	1040.43	am	(P-142)	1375.6010	r	(P-6635/93A-1927)	
14.960	am	(P-5798)	1060.10	am	(P-142)	1375.6020	r	(P-6635/93A-1927)	
14.970	am	(P-5798)	1060.15	am	(P-142)	1375.6030	r	(P-6635/93A-1927)	
14.980	am	(P-5798)	1060.20	am	(P-142)	1375.7010	r	(P-6635/93A-1927)	
14.990	am	(P-5798)	1060.30	am	(P-142)	1375.7020	r	(P-6635/93A-1927)	
14.000	am	(P-5798)	1060.40	am	(P-142)	1375.7030	r	(P-6635/93A-1927)	
14.010	am	(P-5798)	1060.50	am	(P-142)	1375.7040	r	(P-6635/93A-1927)	
14.020	am	(P-5798)	1060.60	am	(P-142)	1375.7050	r	(P-6635/93A-1927)	
14.030	am	(P-5798)	1060.70	am	(P-142)	1375.7060	r	(P-6635/93A-1927)	
14.040	am	(P-5798)	1060.80	am	(P-142)	1375.7070	r	(P-6635/93A-1927)	
14.050	am	(P-5798)	1060.90	am	(P-142)	1375.7080	r	(P-6635/93A-1927)	
14.060	am	(P-5798)	1060.100	am	(P-142)	1375.7090	r	(P-6635/93A-1927)	
14.070	am	(P-5798)	1060.110	am	(P-142)	1375.7100	r	(P-6635/93A-1927)	
14.080	am	(P-5798)	1060.120	am	(P-142)	1375.7110	r	(P-6635/93A-1927)	
14.090	am	(P-5798)	1060.130	am	(P-142)	1375.7120	r	(P-6635/93A-1927)	
14.100	am	(P-5798)	1060.140	am	(P-142)	1375.7130	r	(P-6635/93A-1927)	
14.110	am	(P-13734/93A-776)	1060.150	am	(P-142)	1375.7140	r	(P-6635/93A-1927)	
14.120	am	(P-13734/93A-776)	1060.160	am	(P-142)	1375.7150	r	(P-6635/93A-1927)	
14.130	am	(P-13734/93A-776)	1060.170	am	(P-142)	1375.7160	r	(P-6635/93A-1927)	
14.140	am	(P-13666/93A-754)	1060.180	am	(P-142)	1375.7170	r	(P-6635/93A-1927)	
14.150	am	(P-13666/93A-754)	1060.190	am	(P-142)	1375.7175	r	(P-6635/93A-1927)	
14.160	am	(P-2612)	1060.200	am	(P-142)	1375.7180	r	(P-6635/93A-1927)	
14.170	am	(P-13666/93A-754)	1070.40	am	(P-2217)	1375.7190	r	(P-6635/93A-1927)	
14.180	am	(P-2612)	1070.60	am	(P-2217)	1375.7200	r	(P-6635/93A-1927)	
14.190	am	(P-13666/93A-754)	1070.80	am	(P-2217/EC-3016)	1375.7210	r	(P-6635/93A-1927)	
14.200	am	(P-13666/93A-754)	1070.90	am	(P-2217)	1375.7220	r	(P-6635/93A-1927)	
14.210	am	(P-13739/93A-763)	1070.100	am	(P-2217)	1375.7230	r	(P-6635/93A-1927)	
14.220	am	(P-13690/93A-740)	1375.10	r	(P-6635/93A-1924)	1375.7250	r	(P-6635/93A-1927)	
14.230	am	(P-2909)	1375.15	r	(P-6635/93A-1927)	1375.7260	r	(P-6635/93A-1927)	
14.240	am	(P-13730/93A-774)	1375.20	r	(P-6635/93A-1927)	1375.8100	r	(P-6635/93A-1927)	
14.250	am	(P-13693/93A-743)	1375.30	r	(P-6635/93A-1927)	1375.8110	r	(P-6635/93A-1927)	
14.260	am	(P-13669/93A-749)	1375.40	r	(P-6635/93A-1927)	1375.8120	r	(P-6635/93A-1927)	
14.270	am	(P-13669/93A-749)	1375.50	r	(P-6635/93A-1927)	1375.8130	r	(P-6635/93A-1927)	
14.280	am	(P-13666/93A-736)	1375.60	r	(P-6635/93A-1927)	1375.8140	r	(P-6635/93A-1927)	
14.290	am	(P-13666/93A-736)	1375.65	r	(P-6635/93A-1927)	1376.10	n	(P-6630/93A-1914)	
14.300	am	(P-4126)	1375.70	r	(P-6635/93A-1927)	1376.20	n	(P-6630/93A-1914)	
14.310	am	(P-12626/93A-263)	1375.1000	r	(P-6635/93A-1927)	1376.30	n	(P-6630/93A-1914)	
14.320	am	(P-12626/93A-263)	1375.1010	r	(P-6635/93A-1927)	1376.40	n	(P-6630/93A-1914)	
14.330	n	(P-16447/93A-2625)	1375.1020	r	(P-6635/93A-1927)				
14.340	n	(P-16447/93A-2625)	1375.1030	r	(P-6635/93A-1927)				
14.350	n	(P-16447/93A-2625)	1375.1040	r	(P-6635/93A-1927)				
14.360	n	(P-16447/93A-2625)	1375.1050	r	(P-6635/93A-1927)				
14.370	n	(P-16447/93A-2625)	1375.1060	r	(P-6635/93A-1927)				
14.380	n	(P-16447/93A-2625)	1375.1070	r	(P-6635/93A-1927)				
14.390	n	(P-16447/93A-2625)	1375.1080	r	(P-6635/93A-1927)				
14.400	n	(P-16447/93A-2625)	1375.1090	r	(P-6635/93A-1927)				
14.410	n	(P-12613/93A-540)	1375.1100	r	(P-6635/93A-1927)				
14.420	n	(P-12613/93A-540)	1375.1110	r	(P-6635/93A-1927)				
14.430	n	(P-12613/93A-540)	1375.1120	r	(P-6635/93A-1927)				
14.440	n	(P-12613/93A-540)	1375.1130	r	(P-6635/93A-1927)				
14.450	n	(P-12613/93A-540)	1375.1140	r	(P-6635/93A-1927)				
14.460	n	(P-12613/93A-540)	1375.1150	r	(P-6635/93A-1927)				
14.470	n	(P-12613/93A-540)	1375.1160	r	(P-6635/93A-1927)				
14.480	n	(P-12613/93A-540)	1375.1170	r	(P-6635/93A-1927)				
14.490	n	(P-12613/93A-540)	1375.2010	r	(P-6635/93A-1927)				
14.500	n	(P-12613/93A-540)	1375.2020	r	(P-6635/93A-1927)				
14.510	n	(P-12613/93A-540)	1375.2030	r	(P-6635/93A-1927)				
14.520	n	(P-12613/93A-540)	1375.2040	r	(P-6635/93A-1927)				
14.530	n	(P-12613/93A-540)	1375.2050	r	(P-6635/93A-1927)				
14.540	n	(P-6071E-790)	1375.2060	r	(P-6635/93A-1927)				
14.550	am	(P-6071E-790)	1375.2070	r	(P-6635/93A-1927)				
14.560	am	(P-1611)	1375.2080	r	(P-6635/93A-1927)				
14.570	am	(P-1611)	1375.3010	r	(P-6635/93A-1927)				

